

1 HOUSE BILL NO. 645

2 INTRODUCED BY J. SESSO

3 BY REQUEST OF THE HOUSE APPROPRIATIONS STANDING COMMITTEE

4

5 A BILL FOR AN ACT ENTITLED: "AN ACT IMPLEMENTING THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009; PROVIDING
6 APPROPRIATIONS OF FEDERAL FUNDS AND OTHER FUNDS AVAILABLE BECAUSE OF THE RECEIPT OF FEDERAL FUNDS; REVISING
7 STATUTES TO IMPLEMENT THE RECEIPT AND EXPENDITURE OF THE FEDERAL FUNDS AND THE FUNDS AVAILABLE BECAUSE OF THE
8 RECEIPT OF THE FEDERAL FUNDS; AUTHORIZING THE ADOPTION OF RETROACTIVE ADMINISTRATIVE RULES; REVISING THE ALLOCATION
9 OF THE HOSPITAL BED TAX; REVISING INDIRECT COST RECOVERY LAWS; REVISING THE DEFINITIONS OF BASE BUDGET AND PRESENT
10 LAW BASE FOR THE NEXT STATE BUDGET CYCLE; REVISING THE BASE PERIOD FOR UNEMPLOYMENT BENEFITS; PROVIDING FOR A
11 PART-TIME WORK SEARCH AND PARTICIPATION IN WORKER TRAINING FOR UNEMPLOYMENT PURPOSES; ~~REVISING THE USE OF THE~~
12 ~~HEALTHY KIDS STATE SPECIAL REVENUE ACCOUNT~~; REVISING THE USE OF THE HEALTH AND MEDICAID INITIATIVES ACCOUNT; CLARIFYING
13 WATER POLLUTION LAWS AND THE USE OF FEDERAL FUNDS FOR WATER PROJECTS; REVISING THE ALTERNATIVE ENERGY LOAN
14 PROGRAM; ESTABLISHING THE DISTRESSED WOOD PRODUCTS INDUSTRY RECOVERY PROGRAM; PROVIDING FOR A QUICK START ENERGY
15 PROGRAM WITHIN THE DEPARTMENT OF COMMERCE FOR QUICK START ENERGY EFFICIENCY IMPROVEMENTS FOR SCHOOL FACILITIES;
16 REVISING THE PRIORITIES FOR FUNDING UNDER THE BIG SKY ECONOMIC DEVELOPMENT PROGRAM; EXTENDING THE HOSPITAL BED TAX;
17 AMENDING SECTIONS 2-4-306, 15-66-102, 17-1-106, 17-2-124, 17-7-102, 17-7-402, 17-7-502, 20-25-427, 39-51-201, 52-3-115, ~~53-4-1445~~, 53-6-149,
18 53-6-1201, 75-5-1102, 75-5-1107, 75-6-202, 75-6-226, 75-25-101, ~~AND 75-25-102, AND 90-1-204~~, MCA, SECTION 20, CHAPTER 390, LAWS OF 2003,
19 SECTIONS 4 AND 7, CHAPTER 606, LAWS OF 2005, SECTIONS 4, 5, 6, AND 8, CHAPTER 517, LAWS OF 2007, AND SECTION 9-B, CHAPTER 5,
20 SPECIAL LAWS OF MAY 2007; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, A RETROACTIVE APPLICABILITY DATE, AND A TERMINATION
21 DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 2-4-306, MCA, is amended to read:

"2-4-306. Filing, format, and adoption and effective dates -- dissemination of emergency rules. (1) Each agency shall file with the secretary of state a copy of each rule adopted by it or a reference to the rule as contained in the proposal notice. A rule is adopted on the date that the adoption notice is filed with the secretary of state and is effective on the date referred to in subsection (4), except that if the secretary of state requests corrections to the adoption notice, the rule is adopted on the date that the revised notice is filed with the secretary of state.

(2) Pursuant to 2-15-401, the secretary of state may prescribe rules to effectively administer this chapter, including rules regarding the format, style, and arrangement for notices and rules that are filed pursuant to this chapter, and may refuse to accept the filing of any notice or rule that is not in compliance with this chapter. The secretary of state shall keep and maintain a permanent register of all notices and rules filed, including superseded and repealed rules, that must be open to public inspection and shall provide copies of any notice or rule upon request of any person. Unless otherwise provided by statute, the secretary of state may require the payment of the cost of providing copies.

(3) If the appropriate administrative rule review committee has conducted a poll of the legislature in accordance with 2-4-403, the results of the poll must be published with the rule if the rule is adopted by the agency.

(4) ~~Each~~ Subject to subsection (6), each rule is effective after publication in the register, as provided in 2-4-312, except that:

(a) if a later date is required by statute or specified in the rule, the later date is the effective date;

(b) subject to applicable constitutional or statutory provisions:

(i) a temporary rule is effective immediately upon filing with the secretary of state or at a stated date following publication in the register; and

(ii) an emergency rule is effective at a stated date following publication in the register or immediately upon filing with the secretary of state if the agency finds that this effective date is necessary because of imminent peril to the public health, safety, or welfare. The agency's finding and a brief

statement of reasons for the finding must be filed with the rule. The agency shall, in addition to the required publication in the register, take appropriate and extraordinary measures to make emergency rules known to each person who may be affected by them.

(c) if, following written administrative rule review committee notification to an agency under 2-4-305(9), the committee meets and under 2-4-406(1) objects to all or some portion of a proposed rule before the proposed rule is adopted, the proposed rule or portion of the proposed rule objected to is not effective until the day after final adjournment of the regular session of the legislature that begins after the notice proposing the rule was published by the secretary of state, unless, following the committee's objection under 2-4-406(1):

(i) the committee withdraws its objection under 2-4-406 before the proposed rule is adopted; or

(ii) the rule or portion of a rule objected to is adopted with changes that in the opinion of a majority of the committee members, as communicated in writing to the committee presiding officer and staff, make it comply with the committee's objection and concerns.

(5) ~~An~~ Subject to subsection (6), an agency may not enforce, implement, or otherwise treat as effective a rule proposed or adopted by the agency until the effective date of the rule as provided in this section. Nothing in this subsection prohibits an agency from enforcing an established policy or practice of the agency that existed prior to the proposal or adoption of the rule as long as the policy or practice is within the scope of the agency's lawful authority.

(6) For purposes of implementing and complying with the American Recovery and Reinvestment Act of 2009, Public Law 111-5, an agency may adopt and implement a rule retroactive to February 17, 2009, provided that the retroactive applicability date is clearly stated in the agency's proposed and adopted rule."

Section 2. Section 15-66-102, MCA, is amended to read:

"15-66-102. (Temporary) Utilization fee for inpatient bed days. (1) Each hospital in the state shall pay to the department a utilization fee:

~~(a) in the amount of \$27.70 for each inpatient bed day between January 1, 2006, and June 30, 2007;~~

~~(b) in the amount of \$47 for each inpatient bed day between July 1, 2007, and December 31, 2007;~~

~~(c) in the amount of \$43 for each inpatient bed day between January 1, 2008, and December 31, 2008;~~

(d)(a) in the amount of \$48 for each inpatient bed day between January 1, 2009, and December 31, 2009; and

(e)(b) beginning January 1, 2010, in the amount of \$50 for each inpatient bed day.

(2) ~~All~~ Subject to subsection (3), all proceeds from the collection of utilization fees, including penalties and interest, must, in accordance with the provisions of 17-2-124, be deposited to the credit of the department of public health and human services in a state special revenue account as provided in 53-6-149.

(3) The following amounts must be deposited in the state general fund:

(a) for state fiscal year 2009, proceeds in excess of ~~\$10,895,844~~ \$16,232,795;

(b) for state fiscal year 2010, proceeds in excess of ~~\$11,018,627~~ \$18,505,269; and

(c) for state fiscal year 2011, proceeds in excess of ~~\$16,213,433~~ \$19,818,193. (Void on occurrence of contingency--sec. 18, Ch. 390, L. 2003. Terminates June 30, 2009--secs. 5, 6, 8, Ch. 517, L. 2007.)"

Section 3. Section 17-1-106, MCA, is amended to read:

"17-1-106. Agency recovery of indirect costs. (1) An agency receiving nongeneral funds shall, in accordance with all applicable regulations, guidelines, or grant rules governing those funds, negotiate indirect cost reimbursement amounts and methodologies so that the agency may recover indirect costs.

(2) ~~An~~ Except for funds received pursuant to the American Recovery and Reinvestment Act of 2009, Public Law 111-5, an agency, except for a unit of the university system, that applies for or otherwise receives funds through federal or private grants or contracts that do not allow the agency to fully recover indirect costs shall notify and must receive written approval from its approving authority prior to accepting the funds.

(3) An agency, except for a unit of the university system, may not, as part of the grant or contract proposal or negotiation process, waive or otherwise forfeit the agency's ability to recover indirect costs that are otherwise allowable costs under the program, except for intra-agency or interagency grants or contracts. For grants or contracts for which the entity providing the funds limits administrative cost reimbursements or indirect cost recoveries

1 by regulation, policy, or guideline, statewide and agency indirect costs paid originally from the general fund must be claimed first, other indirect costs must
2 be claimed second, agency direct costs of administration must be claimed third, and program direct costs must be claimed last. For grants or contracts
3 for which there is no limit on indirect costs or administrative costs, indirect and administrative costs must be claimed first and direct program costs must
4 be claimed last.

5 (4) Each agency receiving federal funds and not directly charging a grant or program for the recovery of indirect costs shall submit an indirect cost
6 proposal to the appropriate federal agency. The department shall provide technical assistance to an agency on how to build an indirect cost proposal.

7 (5) Except as provided for a unit of the university system under 20-25-427, indirect costs recovered by an agency to pay the agency's indirect
8 costs under 17-1-105 must be deposited as provided in 17-1-105. All other indirect costs must be deposited in the fund from which the indirect costs were
9 originally paid."

10
11 **Section 4.** Section 17-2-124, MCA, is amended to read:

12 **"17-2-124. Disposition of money from certain designated license and other taxes.** (1) The state treasurer shall deposit to the credit of the
13 appropriate fund in accordance with the provisions of subsection (3) all money received from the collection of taxes and fees.

14 (2) The department of revenue shall deposit to the credit of the state general fund all money received from the collection of license taxes and all
15 net revenue and receipts from all sources, other than certain fees, under Title 16, chapters 1 through 4 and 6.

16 (3) ~~The~~ Except for the utilization fee collected under 15-66-102 during fiscal year 2009, the distribution of tax and fee revenue must be made
17 according to the provisions of the law governing allocation of the tax or fee that were in effect for the period in which the tax or fee revenue was recorded
18 for accounting purposes. Tax revenue must be recorded as prescribed by the department of administration, pursuant to 17-1-102(2) and (4), in accordance
19 with generally accepted accounting principles.

20 (4) All refunds of taxes or fees must be attributed to the funds in which the taxes or fees are currently being recorded. All refunds of interest and
21 penalties must be attributed to the funds in which the interest and penalties are currently being recorded."

Section 5. Section 17-7-102, MCA, is amended to read:

"17-7-102. (Temporary) Definitions. As used in this chapter, the following definitions apply:

(1) "Additional services" means different services or more of the same services.

(2) "Agency" means all offices, departments, boards, commissions, institutions, universities, colleges, and any other person or any other administrative unit of state government that spends or encumbers public money by virtue of an appropriation from the legislature under 17-8-101.

(3) "Approving authority" means:

(a) the governor or the governor's designated representative for executive branch agencies;

(b) the chief justice of the supreme court or the chief justice's designated representative for judicial branch agencies;

(c) the speaker for the house of representatives;

(d) the president for the senate;

(e) appropriate legislative committees or a designated representative for legislative branch agencies; or

(f) the board of regents of higher education or its designated representative for the university system.

(4) (a) "Base budget" means the resources for the operation of state government that are of an ongoing and nonextraordinary nature in the current biennium. The base budget for the state general fund and state special revenue funds may not exceed that level of funding authorized by the previous legislature. ~~For the biennium beginning July 1, 2011, the term includes general fund and state special revenue fund appropriations reduced in House Bill No. 2 or by ILC 2314, House Bill No. —, 2009] because of the receipt of federal funds~~ ITEMS SPECIFIED IN [SECTION 51].

(b) The term does not include funding for water adjudication if the accountability benchmarks contained in 85-2-271 are not met.

(5) "Budget amendment" means a temporary appropriation as provided in Title 17, chapter 7, part 4.

(6) "Emergency" means a catastrophe, disaster, calamity, or other serious unforeseen and unanticipated circumstance that has occurred subsequent to the time that an agency's appropriation was made, that was clearly not within the contemplation of the legislature and the governor, and

1 that affects one or more functions of a state agency and the agency's expenditure requirements for the performance of the function or functions.

2 (7) "Funds subject to appropriation" means those funds required to be paid out of the treasury as set forth in 17-8-101.

3 (8) "Necessary" means essential to the public welfare and of a nature that cannot wait until the next legislative session for legislative consideration.

4 (9) "New proposals" means requests to provide new nonmandated services, to change program services, to eliminate existing services, or to
5 change sources of funding. For purposes of establishing the present law base, the distinction between new proposals and the adjustments to the base
6 budget to develop the present law base is to be determined by the existence of constitutional or statutory requirements for the proposed expenditure. Any
7 proposed increase or decrease that is not based on those requirements is considered a new proposal.

8 (10) ~~(a)~~ "Present law base" means that level of funding needed under present law to maintain operations and services at the level authorized by
9 the previous legislature, including but not limited to:

10 ~~(a)(i)(A)~~ changes resulting from legally mandated workload, caseload, or enrollment increases or decreases;

11 ~~(b)(ii)(B)~~ changes in funding requirements resulting from constitutional or statutory schedules or formulas;

12 ~~(c)(iii)(C)~~ inflationary or deflationary adjustments; ~~and~~

13 ~~(d)(iv)(D)~~ elimination of nonrecurring appropriations; ~~AND~~

14 (E) ITEMS SPECIFIED IN [SECTION 51].

15 ~~(b) The term does not include funds appropriated in [LC 2314, House Bill No. _____, 2009].~~

16 (11) "Program" means a principal organizational or budgetary unit within an agency.

17 (12) "Requesting agency" means the agency of state government that has requested a specific budget amendment.

18 (13) "University system unit" means the board of regents of higher education; office of the commissioner of higher education; university of Montana,
19 with campuses at Missoula, Butte, Dillon, and Helena; Montana state university, with campuses at Bozeman, Billings, Havre, and Great Falls; the
20 agricultural experiment station, with central offices at Bozeman; the forest and conservation experiment station, with central offices at Missoula; the
21 cooperative extension service, with central offices at Bozeman; the bureau of mines and geology, with central offices at Butte; the fire services training

1 school at Great Falls; and the community colleges at Miles City, Glendive, and Kalispell. (Terminates June 30, 2020--sec. 11, Ch. 319, L. 2007.)

2 **17-7-102. (Effective July 1, 2020) Definitions.** As used in this chapter, the following definitions apply:

3 (1) "Additional services" means different services or more of the same services.

4 (2) "Agency" means all offices, departments, boards, commissions, institutions, universities, colleges, and any other person or any other
5 administrative unit of state government that spends or encumbers public money by virtue of an appropriation from the legislature under 17-8-101.

6 (3) "Approving authority" means:

7 (a) the governor or the governor's designated representative for executive branch agencies;

8 (b) the chief justice of the supreme court or the chief justice's designated representative for judicial branch agencies;

9 (c) the speaker for the house of representatives;

10 (d) the president for the senate;

11 (e) appropriate legislative committees or a designated representative for legislative branch agencies; or

12 (f) the board of regents of higher education or its designated representative for the university system.

13 (4) "Base budget" means the resources for the operation of state government that are of an ongoing and nonextraordinary nature in the current
14 biennium. The base budget for the state general fund and state special revenue funds may not exceed that level of funding authorized by the previous
15 legislature.

16 (5) "Budget amendment" means a temporary appropriation as provided in Title 17, chapter 7, part 4.

17 (6) "Emergency" means a catastrophe, disaster, calamity, or other serious unforeseen and unanticipated circumstance that has occurred
18 subsequent to the time that an agency's appropriation was made, that was clearly not within the contemplation of the legislature and the governor, and
19 that affects one or more functions of a state agency and the agency's expenditure requirements for the performance of the function or functions.

20 (7) "Funds subject to appropriation" means those funds required to be paid out of the treasury as set forth in 17-8-101.

21 (8) "Necessary" means essential to the public welfare and of a nature that cannot wait until the next legislative session for legislative consideration.

(9) "New proposals" means requests to provide new nonmandated services, to change program services, to eliminate existing services, or to change sources of funding. For purposes of establishing the present law base, the distinction between new proposals and the adjustments to the base budget to develop the present law base is to be determined by the existence of constitutional or statutory requirements for the proposed expenditure. Any proposed increase or decrease that is not based on those requirements is considered a new proposal.

(10) "Present law base" means that level of funding needed under present law to maintain operations and services at the level authorized by the previous legislature, including but not limited to:

(a) changes resulting from legally mandated workload, caseload, or enrollment increases or decreases;

(b) changes in funding requirements resulting from constitutional or statutory schedules or formulas;

(c) inflationary or deflationary adjustments; and

(d) elimination of nonrecurring appropriations.

(11) "Program" means a principal organizational or budgetary unit within an agency.

(12) "Requesting agency" means the agency of state government that has requested a specific budget amendment.

(13) "University system unit" means the board of regents of higher education; office of the commissioner of higher education; university of Montana, with campuses at Missoula, Butte, Dillon, and Helena; Montana state university, with campuses at Bozeman, Billings, Havre, and Great Falls; the agricultural experiment station, with central offices at Bozeman; the forest and conservation experiment station, with central offices at Missoula; the cooperative extension service, with central offices at Bozeman; the bureau of mines and geology, with central offices at Butte; the fire services training school at Great Falls; and the community colleges at Miles City, Glendive, and Kalispell."

Section 6. Section 17-7-402, MCA, is amended to read:

"17-7-402. Budget amendment requirements. (1) Except as provided in subsection (7), a budget amendment may not be approved:

(a) by the approving authority, except a budget amendment to spend:

- 1 (i) additional federal revenue, including grant funds or other funds received pursuant to the American Recovery and Reinvestment Act of 2009,
2 Public Law 111-5;
- 3 (ii) additional tuition collected by the Montana university system;
- 4 (iii) additional revenue deposited in the internal service funds within the department or the office of the commissioner of higher education as a result
5 of increased service demands by state agencies;
- 6 (iv) Montana historical society enterprise revenue resulting from sales to the public;
- 7 (v) additional revenue that is deposited in funds other than the general fund and that is from the sale of fuel for those agencies participating in
8 the Montana public vehicle fueling program established by Executive Order 22-91;
- 9 (vi) revenue resulting from the sale of goods produced or manufactured by the industries program of an institution within the department of
10 corrections;
- 11 (vii) revenue collected for the administration of the state grain laboratory under the provisions of Title 80, chapter 4, part 7;
- 12 (viii) revenue collected for the Water Pollution Control State Revolving Fund Act under the provisions of Title 75, chapter 5, part 11;
- 13 (ix) revenue collected for the Drinking Water State Revolving Fund Act under the provisions of Title 75, chapter 6, part 2;
- 14 (x) state special revenue adjustments required to allocate costs for leave or terminal leave within an agency in accordance with federal circular
15 A-87; or
- 16 (xi) revenue generated from fees collected by the department of justice for dissemination of criminal history record information pursuant to Title
17 44, chapter 5, part 3;
- 18 (b) by the approving authority if the budget amendment contains any significant ascertainable commitment for any present or future increased
19 general fund support;
- 20 (c) by the approving authority for the expenditure of money in the state special revenue fund unless:
- 21 (i) an emergency justifies the expenditure;

1 (ii) the expenditure is authorized under subsection (1)(a); or

2 (iii) the expenditure is exempt under subsection (5);

3 (d) by the approving authority unless it will provide additional services;

4 (e) by the approving authority for any matter, other than the receipt of federal funds pursuant to the American Recovery and Reinvestment Act
5 of 2009, Public Law 111-5, that are not allocated or appropriated in ~~LC 2314, House Bill No. 645, 2009~~, of which the requesting agency had knowledge
6 at a time when the proposal could have been presented to an appropriation subcommittee, the house appropriations committee, or the senate finance and
7 claims committee of the most recent legislative session open to that matter, except when the legislative finance committee is given specific notice by the
8 approving authority that significant identifiable events, specific to Montana and pursuant to provisions or requirements of Montana state law, have occurred
9 since the matter was raised with or presented for consideration by the legislature; or

10 (f) to extend beyond June 30 of the last year of any biennium, except that budget amendments for federal funds may extend to the end of the
11 federal fiscal year.

12 (2) A general fund loan made pursuant to 17-2-107 does not constitute a significant ascertainable commitment of present general fund support.

13 (3) Subject to subsection (1)(f), all budget amendments must itemize planned expenditures by fiscal year.

14 (4) Each budget amendment must be submitted by the approving authority to the budget director and the legislative fiscal analyst.

15 (5) Money from nonstate or nonfederal sources that would be deposited in the state special revenue fund and that is restricted by law or by the
16 terms of a written agreement, such as a contract, trust agreement, or donation, is exempt from the requirements of this part.

17 (6) An appropriation for a nonrecurring item that would usually be the subject of a budget amendment must be submitted to the legislature for
18 approval during a legislative session between January 1 and the senate hearing on the budget amendment bill. The bill may include authority to spend
19 money in the current fiscal year and in both fiscal years of the next biennium.

20 (7) A budget amendment to spend state funds, other than from the general fund, required for matching funds in order to receive a grant is exempt
21 from the provisions of subsection (1)."

1

2 **SECTION 7. SECTION 17-7-502, MCA, IS AMENDED TO READ:**3 **"17-7-502. Statutory appropriations -- definition -- requisites for validity.** (1) A statutory appropriation is an appropriation made by permanent
4 law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

5 (2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

6 (a) The law containing the statutory authority must be listed in subsection (3).

7 (b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this
8 section.9 (3) The following laws are the only laws containing statutory appropriations: 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-1202;
10 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; 15-23-706; 15-31-906; 15-35-108; 15-36-332; 15-37-117;
11 15-39-110; 15-65-121; 15-70-101; 15-70-369; 15-70-601; 16-11-509; 17-3-106; [section 23]; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-304; 18-11-112;
12 19-3-319; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-534;
13 20-9-622; 20-26-1503; 22-3-1004; 23-4-105; 23-4-202; 23-4-204; 23-4-302; 23-4-304; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 37-43-204;
14 37-51-501; 39-71-503; 41-5-2011; 42-2-105; 44-1-504; 44-12-206; 44-13-102; 50-4-623; 53-1-109; 53-6-703; 53-24-108; 53-24-206; 60-11-115; 61-3-415;
15 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-5-510; 80-11-518; 82-11-161; 87-1-513;
16 90-1-115; 90-1-205; 90-3-1003; and 90-9-306.17 (4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other
18 obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by
19 the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount
20 sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant
21 to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates when the amortization period for the teachers' retirement system's unfunded liability

1 is 10 years or less; pursuant to sec. 4, Ch. 497, L. 1999, the inclusion of 15-38-202 terminates July 1, 2014; pursuant to sec. 10(2), Ch. 10, Sp. L. May
2 2000, and secs. 3 and 6, Ch. 481, L. 2003, the inclusion of 15-35-108 terminates June 30, 2010; pursuant to sec. 17, Ch. 593, L. 2005, the inclusion of
3 15-31-906 terminates January 1, 2010; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates upon the death of the last recipient eligible
4 under 19-6-709(2) for the supplemental benefit provided by 19-6-709; and pursuant to sec. 6, Ch. 2, Sp. L. September 2007, the inclusion of 76-13-150
5 terminates June 30, 2009.)"

6
7 **Section 8.** Section 20-25-427, MCA, is amended to read:

8 **"20-25-427. Allocation of indirect cost reimbursements.** Any Subject to the conditions contained in the American Recovery and Reinvestment
9 Act of 2009, Public Law 111-5, any reimbursement for indirect costs associated with a grant to or contract with the Montana university system or any of
10 its units is allocated to the designated subfund of the current fund, as provided in 17-2-102, for distribution to the unit receiving the grant or under the
11 contract."

12
13 **Section 9.** Section 39-51-201, MCA, is amended to read:

14 **"39-51-201. General definitions.** As used in this chapter, unless the context clearly requires otherwise, the following definitions apply:

15 (1) "Annual payroll" means the total amount of wages paid by an employer, regardless of the time of payment, for employment during a calendar
16 year.

17 (2) "Base period" means:

18 (a) the first 4 of the last 5 completed calendar quarters immediately preceding the first day of an individual's benefit year;

19 (b) if the individual does not have sufficient wages to qualify for benefits under subsection (2)(a), the 4 most recently completed calendar quarters
20 immediately preceding the first day of the individual's benefit year;

21 (c) However, in the case of a combined-wage claim pursuant to the arrangement approved by the secretary of labor of the United States, ~~the base~~

1 ~~period is~~ the period applicable under the unemployment law of the paying state; or

2 (d) ~~For~~ for an individual who fails to meet the qualifications of 39-51-2105 or a similar statute of another state because of a temporary total
3 disability, as defined in 39-71-116, or a similar statute of another state or the United States, ~~the base period means~~ the first 4 quarters of the last 5
4 completed calendar quarters preceding the disability if a claim for unemployment benefits is filed within 24 months of the date on which the individual's
5 disability was incurred.

6 (3) "Benefit year", with respect to any individual, means the 52-consecutive-week period beginning with the first day of the calendar week in which
7 the individual files a valid claim for benefits, except that the benefit year is 53 weeks if filing a new valid claim would result in overlapping any quarter of
8 the base year of a previously filed new claim. A subsequent benefit year may not be established until the expiration of the current benefit year. However,
9 in the case of a combined-wage claim pursuant to the arrangement approved by the secretary of labor of the United States, the base period is the period
10 applicable under the unemployment law of the paying state.

11 (4) "Benefits" means the money payments payable to an individual, as provided in this chapter, with respect to the individual's unemployment.

12 (5) "Board" means the board of labor appeals provided for in Title 2, chapter 15, part 17.

13 (6) "Calendar quarter" means the period of 3 consecutive calendar months ending on March 31, June 30, September 30, or December 31.

14 (7) "Contributions" means the money payments to the state unemployment insurance fund required by this chapter but does not include
15 assessments under 39-51-404.

16 (8) "Department" means the department of labor and industry provided for in Title 2, chapter 15, part 17.

17 (9) (a) "Domestic or household service" means employment of persons other than members of the household for the purpose of tending to the
18 aid and comfort of the employer or members of the employer's family, including but not limited to housecleaning and yard work.

19 (b) The term does not include employment beyond the scope of normal household or domestic duties, such as home health care or domiciliary
20 care.

21 (10) "Employing unit" means any individual or organization, including the state government and any of its political subdivisions or instrumentalities

1 or an Indian tribe or tribal unit, partnership, association, trust, estate, joint-stock company, insurance company, limited liability company or limited liability
2 partnership that has filed with the secretary of state, or corporation, whether domestic or foreign, or the receiver, trustee in bankruptcy, trustee or the
3 trustee's successor, or legal representative of a deceased person in whose employ one or more individuals perform or performed services within this state,
4 except as provided under 39-51-204(1)(a) and (1)(q). All individuals performing services within this state for any employing unit that maintains two or more
5 separate establishments within this state are considered to be employed by a single employing unit for all the purposes of this chapter. Each individual
6 employed to perform or assist in performing the work of any agent or employee of an employing unit is considered to be employed by the employing unit
7 for the purposes of this chapter, whether the individual was hired or paid directly by the employing unit or by the agent or employee, provided that the
8 employing unit has actual or constructive knowledge of the work.

9 (11) "Employment office" means a free public employment office or branch of an office operated by this state or maintained as a part of a
10 state-controlled system of public employment offices or other free public employment offices operated and maintained by the United States government
11 or its instrumentalities as the department may approve.

12 (12) "Fund" means the unemployment insurance fund established by this chapter to which all contributions and payments in lieu of contributions
13 must be paid and from which all benefits provided under this chapter must be paid.

14 (13) "Gross misconduct" means a criminal act, other than a violation of a motor vehicle traffic law, for which an individual has been convicted in
15 a criminal court or has admitted or conduct that demonstrates a flagrant and wanton disregard of and for the rights, title, or interest of a fellow employee
16 or the employer.

17 (14) "Hospital" means an institution that has been licensed, certified, or approved by the state as a hospital.

18 (15) "Independent contractor" means an individual working under an independent contractor exemption certificate provided for in 39-71-417.

19 (16) "Indian tribe" means an Indian tribe as defined in the Indian Self-Determination and Education Assistance Act, 25 U.S.C. 450b(e).

20 (17) (a) "Institution of higher education", for the purposes of this part, means an educational institution that:

21 (i) admits as regular students only individuals having a certificate of graduation from a high school or the recognized equivalent of a certificate;

1 (ii) is legally authorized in this state to provide a program of education beyond high school;

2 (iii) provides an educational program for which the institution awards a bachelor's or higher degree or provides a program that is acceptable for
3 full credit toward a bachelor's or higher degree, a program of postgraduate or postdoctoral studies, or a program of training to prepare students for gainful
4 employment in a recognized occupation; and

5 (iv) is a public or other nonprofit institution.

6 (b) All universities in this state are institutions of higher education for purposes of this part.

7 (18) "Licensed and practicing health care provider" means a health care provider who is primarily responsible for the treatment of a person seeking
8 unemployment insurance benefits and who is:

9 (a) licensed to practice in this state as:

10 (i) a physician under Title 37, chapter 3;

11 (ii) a dentist under Title 37, chapter 4;

12 (iii) an advanced practice registered nurse under Title 37, chapter 8, and recognized as a nurse practitioner or certified nurse specialist by the board
13 of nursing, established in 2-15-1734;

14 (iv) a physical therapist under Title 37, chapter 11;

15 (v) a chiropractor under Title 37, chapter 12;

16 (vi) a clinical psychologist under Title 37, chapter 17; or

17 (vii) a physician assistant under Title 37, chapter 20; or

18 (b) with respect to a person seeking unemployment insurance benefits who resides outside of this state, a health care provider licensed or certified
19 as a member of one of the professions listed in subsection (18)(a) in the jurisdiction where the person seeking the benefit lives.

20 (19) "No-additional-cost service" has the meaning provided in section 132 of the Internal Revenue Code, 26 U.S.C. 132.

21 (20) "State" includes, in addition to the states of the United States of America, the District of Columbia, Puerto Rico, the Virgin Islands, and Canada.

(21) "Taxes" means contributions and assessments required under this chapter but does not include penalties or interest for past-due or unpaid contributions or assessments.

(22) "Tribal unit" means an Indian tribe and any tribal subdivision or subsidiary or any business enterprise that is wholly owned by that tribe.

(23) "Unemployment insurance administration fund" means the unemployment insurance administration fund established by this chapter from which administrative expenses under this chapter must be paid.

(24) (a) "Wages", unless specifically exempted under subsection (24)(b), means all remuneration payable for personal services, including the cash value of all remuneration paid in any medium other than cash. The reasonable cash value of remuneration payable in any medium other than cash must be estimated and determined pursuant to rules prescribed by the department. The term includes but is not limited to:

(i) commissions, bonuses, and remuneration paid for overtime work, holidays, vacations, and sickness periods;

(ii) severance or continuation pay, backpay, and any similar pay made for or in regard to previous service by the employee for the employer, other than retirement or pension benefits from a qualified plan; and

(iii) tips or other gratuities received by the employee, to the extent that the tips or gratuities are documented by the employee to the employer for tax purposes.

(b) The term does not include:

(i) the amount of any payment made by the employer for employees, if the payment was made for:

(A) retirement or pension pursuant to a qualified plan as defined under the provisions of the Internal Revenue Code;

(B) sickness or accident disability under a workers' compensation policy;

(C) medical or hospitalization expenses in connection with sickness or accident disability, including health insurance for the employee or the employee's immediate family; or

(D) death, including life insurance for the employee or the employee's immediate family;

(ii) employee expense reimbursements or allowances for meals, lodging, travel, subsistence, or other expenses, as set forth in department rules;

1 (iii) a no-additional-cost service; or

2 (iv) wage subsidies received pursuant to the alternative trade adjustment assistance for older workers program, 19 U.S.C. 2318.

3 (25) "Week" means a period of 7 consecutive calendar days ending at midnight on Saturday.

4 (26) "Weekly benefit amount" means the amount of benefits that an individual would be entitled to receive for 1 week of total unemployment."

5
6 **NEW SECTION. Section 10. Part-time work search -- eligibility for benefits.** (1) Except as provided in subsection (2), an individual may not
7 be denied regular unemployment compensation benefits solely because the individual is seeking only part-time work, as that term is defined in rules
8 adopted by the department.

9 (2) In order to be qualified for benefits under subsection (1), the majority of the individual's workweeks in the base period must have been part-time.

10
11 **NEW SECTION. Section 11. Participation in worker training program -- eligibility for training benefits.** (1) Subject to the requirements of
12 this section, training benefits are available to an individual who has exhausted all rights to regular unemployment compensation benefits and who is
13 attending an approved worker training program.

14 (2) An unemployed individual who is participating and making satisfactory progress in a state-approved training program or a job training program
15 authorized by the Workforce Investment Act of ~~1988~~ 1998 that is necessary for the individual's reemployment is eligible to receive training benefits if, as
16 determined by the department:

17 (a) the individual was:

18 (i) separated from a declining occupation; or

19 (ii) involuntarily and indefinitely separated from employment as a result of a permanent reduction of operations at the individual's place of
20 employment;

21 (b) the training enhances the individual's marketable skills and earning power; and

1 (c) the training is targeted to those industries or skills that are in demand within the labor market.

2 (3) Benefits must be paid under this section at the individual's average weekly benefit amount during the applicable benefit year and under the
3 same terms and conditions as regular benefits.

4 (4) Benefits are payable under this section only for weeks during which the individual is attending an approved training program.

5 (5) An employer's account may not be charged for payment of benefits to an individual under this section.

6
7 **Section 12.** Section 52-3-115, MCA, is amended to read:

8 **"52-3-115. Older Montanans trust fund.** (1) There is an older Montanans trust fund within the permanent fund type. The trust fund is subject
9 to legislative appropriation as provided in this section.

10 (2) (a) The money in the fund may be used to create new, innovative services or to expand existing services for the benefit of Montana residents
11 60 years of age or older that will enable those Montanans to live an independent lifestyle in the least restrictive setting and will promote the dignity of and
12 respect for those Montanans. The interest and income produced by the trust fund and appropriated to the department by the legislature is intended to
13 increase services referred to in this subsection and not to supplant other sources of revenue for those programs in the trended traditional level, ~~as used~~
14 ~~in 53-6-1201~~, of appropriations for those services.

15 (b) As used in subsection (2)(a), the phrase "trended traditional level of appropriations" means the appropriation amounts, including supplemental
16 appropriations, as those amounts were set based on eligibility standards, services authorized, and payment amount during the past five biennial budgets.

17 (3) The department may accept contributions and gifts for the trust fund in money or other forms, and when accepted, the contributions and gifts
18 must be deposited in the trust fund.

19 (4) Interest and income earned on money in the trust fund must be retained within the fund except as provided in this section. Until the year 2015,
20 if assets in the fund reach the following amounts, money may be appropriated by the legislature and used in the following amounts for the programs
21 specified in subsection (2):

1 (a) When the fund balance reaches \$20 million, 50% of the interest earned may be appropriated.

2 (b) When the fund balance reaches \$50 million, 60% of the interest earned may be appropriated.

3 (c) When the fund balance reaches \$100 million, 80% of the interest earned may be appropriated.

4 (5) On and after January 1, 2015, 90% of the interest earned on the trust fund may be appropriated for the programs specified in subsection (2).

5 (6) The department shall provide to the legislature a biennial report of the expenditures of the money appropriated from the older Montanans trust
6 fund as provided in 5-11-210."

7
8 ~~Section 12. Section 53-4-1115, MCA, is amended to read:~~

9 ~~"53-4-1115. Special revenue account. (1) There is an account in the state special revenue fund to the credit of the department for the purposes
10 provided in subsection (2). There must be paid into the account the amounts collected under 33-2-708(3)(b). Any interest or income derived from the
11 account must be deposited in the account.~~

12 ~~(2) Money in the account:~~

13 ~~(a) is to be used solely to cover the number of additional enrollees in the plan that exceeds the number of enrollees as of November 4, 2008, within
14 the limits provided in 53-4-1004, 53-6-131, and this part, and to cover the costs of enrollment, including premium assistance, under 53-4-1108(1), and to
15 pay administrative costs associated with expanded eligibility, and to establish and maintain a reserve; and~~

16 ~~(b) may be used only to match federal funds available under the children's health insurance program and the Montana medicaid program.~~

17 ~~(3) The unexpended balance of an appropriation from the account must remain in the account and may be used only for the purposes stated in
18 subsection (2).~~

19 ~~(4) The special revenue account does not affect and is not exclusive of any other sources of funding for the programs described in 53-4-1104(2),
20 including the special revenue account provided for in 53-4-1012.~~

21 ~~(5) If the department determines that there is insufficient funding for the purposes of subsection (2), it may reduce eligibility requirements for~~

1 ~~participants in the children's health insurance program as provided in 53-4-1004(4)."~~

2

3 **Section 13.** Section 53-6-149, MCA, is amended to read:

4 **"53-6-149. (Temporary) State special revenue fund account -- administration.** (1) There is a hospital medicaid reimbursement account in
5 the state special revenue fund provided for in 17-2-102.

6 (2) ~~All~~ Except as provided in 15-66-102(3), all money collected under 15-66-102 must be deposited in the account.

7 (3) Money in the account must be used by the department of public health and human services to provide funding for increases in medicaid
8 payments to hospitals and for the costs of collection of the fee and other administrative activities associated with the implementation of increases in the
9 medicaid payments to hospitals. (Terminates June 30, 2009--sec. 5, Ch. 517, L. 2007.)"

10

11 NEW SECTION. SECTION 14. MEDICAID RESERVE ACCOUNT. THERE IS A MEDICAID RESERVE ACCOUNT IN THE STATE SPECIAL REVENUE FUND PROVIDED
12 FOR IN 17-2-102. MONEY IN THE ACCOUNT MUST BE USED BY THE DEPARTMENT FOR MEDICAID BENEFITS AFTER JUNE 30, 2011. ANY INTEREST OR INCOME EARNED
13 ON THE ACCOUNT MUST BE DEPOSITED IN THE ACCOUNT. EACH CALENDAR QUARTER THROUGH DECEMBER 31, 2010, THE AMOUNT RECOVERED UNDER THE FEDERAL
14 MEDICAL ASSISTANCE PERCENTAGE HOLD HARMLESS PROVISION OF THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, PUBLIC LAW 111-5, MUST BE
15 TRANSFERRED TO THE MEDICAID RESERVE ACCOUNT.

16

17 **Section 15.** Section 53-6-1201, MCA, is amended to read:

18 **"53-6-1201. Special revenue fund -- health and medicaid initiatives.** (1) There is a health and medicaid initiatives account in the state special
19 revenue fund established by 17-2-102. This account is to be administered by the department of public health and human services.

20 (2) There must be deposited in the account:

21 (a) money from cigarette taxes deposited under 16-11-119(1)(c);

1 (b) money from taxes on tobacco products other than cigarettes deposited under 16-11-119(3)(b); and

2 (c) any interest and income earned on the account.

3 (3) This account may be used only to provide funding for:

4 (a) the state funds necessary to take full advantage of available federal matching funds in order to maximize enrollment of eligible children under
5 the children's health insurance program, provided for under Title 53, chapter 4, part 10, and to provide outreach to the eligible children; ~~The increased~~
6 ~~revenue in this account is intended to increase enrollment rates for eligible children in the program and not to be used to support existing levels of~~
7 ~~enrollment based upon appropriations for the biennium ending June 30, 2005.~~

8 (b) a new need-based prescription drug program established by the legislature for children, seniors, chronically ill persons, and disabled persons
9 that does not supplant similar services provided under any existing program;

10 (c) increased medicaid services and medicaid provider rates; ~~The increased revenue is intended to increase medicaid services and medicaid~~
11 ~~provider rates and not to supplant the general fund in the trended traditional level of appropriation for medicaid services and medicaid provider rates.~~

12 (d) an offset to loss of revenue to the general fund as a result of new tax credits;

13 (e) funding new programs to assist eligible small employers with the costs of providing health insurance benefits to eligible employees;

14 (f) the cost of administering the tax credit, the purchasing pool, and the premium incentive payments and premium assistance payments as
15 provided in Title 33, chapter 22, part 20; and

16 (g) providing a state match for the medicaid program for premium incentive payments or premium assistance payments to the extent that a waiver
17 is granted by federal law as provided in 53-2-216.

18 (4) (a) ~~Except for \$1 million appropriated for the startup costs of 53-6-1004 and 53-6-1005, the money appropriated for fiscal year 2006 for the~~
19 ~~programs in subsections (3)(b) and (3)(d) through (3)(g) may not be expended until the office of budget and program planning has certified that \$25 million~~
20 ~~has been deposited in the account provided for in this section or December 1, 2005, whichever occurs earlier.~~

21 ~~—(b) On or before July 1, the budget director shall calculate a balance required to sustain each program in subsection (3) for each fiscal year of~~

1 the biennium. If the budget director certifies that the reserve balance will be sufficient, then the agencies may expend the revenue for the programs as
2 appropriated. If the budget director determines that the reserve balance of the revenue will not support the level of appropriation, the budget director shall
3 notify each agency. Upon receipt of the notification, the agency shall adjust the operating budget for the program to reflect the available revenue as
4 determined by the budget director.

5 ~~(c)(b)~~ Until the programs or credits described in subsections (3)(b) and (3)(d) through (3)(g) are established, the funding must be used exclusively
6 for the purposes described in subsections (3)(a) and (3)(c).

7 ~~(5) The phrase "trended traditional level of appropriation", as used in subsection (3)(c), means the appropriation amounts, including supplemental~~
8 ~~appropriations, as those amounts were set based on eligibility standards, services authorized, and payment amount during the past five biennial budgets.~~

9 ~~(6)(5)~~ The department of public health and human services may adopt rules to implement this section."
10

11 **Section 16.** Section 75-5-1102, MCA, is amended to read:

12 **"75-5-1102. Definitions.** Unless the context requires otherwise, in this part, the following definitions apply:

13 (1) "Administrative costs" means costs incurred by the department and the department of natural resources and conservation in the administration
14 of the program, including but not limited to costs of servicing loans and issuing debt; program startup costs; financial, management, and legal consulting
15 fees; and reimbursement costs for support services from other state agencies.

16 (2) "Cost" means, with reference to a project, all capital costs incurred or to be incurred by a municipality or a private person, including but not
17 limited to engineering, construction, financing, and other fees, interest during construction, and a reasonable allowance for contingencies to the extent
18 permitted by the federal act and regulations promulgated under the federal act.

19 (3) "Federal act" means the Federal Water Pollution Control Act, also known as the Clean Water Act, 33 U.S.C. 1251 through 1387, as amended,
20 including conditions and exclusions contained in the American Recovery and Reinvestment Act of 2009, Public Law 111-5.

21 (4) "Intended use plan" means the annual plan adopted by the department and submitted to the environmental protection agency that describes

1 how the state intends to use the money in the revolving fund.

2 (5) "Loan" means a loan of money from the revolving fund to a municipality or a private person.

3 (6) "Municipality" means any state agency, city, town, or other public body created pursuant to state law, including an authority as defined in
4 75-6-304.

5 (7) "Private person" means an individual, corporation, partnership, or other nongovernmental legal entity.

6 (8) "Program" means the water pollution control state revolving fund program established by this part.

7 (9) "Project" means an activity that is eligible for financing by the program under the federal act, including treatment works, as defined under section
8 1292 of the federal act (33 U.S.C. 1292), and nonpoint source pollution control under section 1329 of the federal act (33 U.S.C. 1329), and for which a
9 municipality or private person makes an application for a loan or other financial assistance.

10 (10) "Revolving fund" means the fund established by 75-5-1106."
11

12 **Section 17.** Section 75-5-1107, MCA, is amended to read:

13 **"75-5-1107. Uses of revolving fund. (1)** Money in the revolving fund must be used to:

14 ~~(4)~~(a) make loans to municipalities to finance all or a portion of the cost of a project and to make loans to private persons to finance all or a portion
15 of the cost of nonpoint source pollution control projects;

16 ~~(2)~~(b) buy or refinance debt obligations of municipalities that were issued to finance projects within the state at or below market rates, provided
17 that the obligations were incurred after March 7, 1985;

18 ~~(3)~~(c) guarantee or purchase insurance for obligations of municipalities that were issued to finance projects in order to enhance credit or reduce
19 interest rates;

20 ~~(4)~~(d) provide a source of revenue or security for general obligation bonds the proceeds of which are deposited in the revolving fund;

21 ~~(5)~~(e) provide loan guarantees for similar revolving funds established by municipalities;

1 ~~(6)(f)~~ earn interest on fund accounts; and

2 ~~(7)(g)~~ pay reasonable administrative costs of the program not to exceed 4% of all federal grant awards to the fund or the maximum amount allowed
3 under the federal act.

4 (2) Money received by the state under the American Recovery and Reinvestment Act of 2009, Public Law 111-5, as capitalization grants for a
5 state revolving fund may be used by the department or the department of natural resources and conservation to provide additional subsidization to eligible
6 recipients in the form of forgiveness of the principal of a loan to the extent permitted or required by federal law and subject to satisfaction of conditions on
7 loans described in 75-5-1113."

8
9 **Section 18.** Section 75-6-202, MCA, is amended to read:

10 **"75-6-202. Definitions.** Unless the context requires otherwise, in this part, the following definitions apply:

11 (1) "Administrative costs" means costs incurred by the department and the department of natural resources and conservation in the administration
12 of the program, including but not limited to:

13 (a) costs of servicing loans and issuing debt;

14 (b) program startup costs;

15 (c) financial, management, and legal consulting fees; and

16 (d) reimbursement costs for support services from other state agencies.

17 (2) "Community water system" means a public water system that is owned by a private person or a municipality and that serves at least 15 service
18 connections used by year-round residents of the area served by the system or regularly serves at least 25 year-round residents. The term does not include
19 a public water system that is owned by the federal government.

20 (3) "Cost" means, with reference to a project, all capital costs incurred or to be incurred for a public water system, including but not limited to:

21 (a) engineering, financing, and other fees;

1 (b) interest during construction;

2 (c) construction; and

3 (d) a reasonable allowance for contingencies to the extent permitted by the federal act and rules promulgated under the federal act.

4 (4) "Department" means the department of environmental quality provided for in 2-15-3501.

5 (5) "Disadvantaged community" means one in which the service area of a public water system meets the affordability criteria established by rule
6 adopted pursuant to this part.

7 (6) "Federal act" means the federal Safe Drinking Water Act, 42 U.S.C. 300f, et seq., as that act read on May 5, 1997, and including conditions
8 and exclusions contained in the American Recovery and Reinvestment Act of 2009, Public Law 111-5.

9 (7) "Indian tribe" means an Indian tribe that has a federally recognized governing body carrying out substantial governmental duties and powers
10 over any area.

11 (8) "Intended use plan" means the annual plan adopted by the department and submitted to the environmental protection agency that describes
12 how the state intends to use the money in the revolving fund.

13 (9) "Loan" means a loan of money from the revolving fund for project costs.

14 (10) "Municipality" means a state agency, city, town, or other public body, including an authority as defined in 75-6-304, created pursuant to state
15 law or an Indian tribe.

16 (11) "Noncommunity water system" means a public water system that is not a community water system.

17 (12) "Nonprofit noncommunity water system" means a noncommunity water system owned by an organization that is organized under Montana
18 law and that qualifies as a tax-exempt organization under the provisions of section 501(c)(3) of the Internal Revenue Code.

19 (13) "Private person" means an individual, corporation, partnership, or other nongovernmental legal entity.

20 (14) "Program" means the drinking water state revolving fund program established by this part.

21 (15) "Project" means improvements or activities that are:

(a) to be undertaken for a public water system and that are of a type that will facilitate compliance with the national primary drinking water regulations applicable to the system; or

(b) to further the health protection objectives of the federal act.

(16) "Public water system" means a system for the provision to the public of water for human consumption, through pipes or other constructed conveyances, if that system has at least 15 service connections or regularly serves at least 25 individuals. The term includes any collection, treatment, storage, and distribution facilities under control of an operator of a system that are used primarily in connection with a system and any collection or pretreatment storage facilities not under control of an operator and that are used primarily in connection with a system.

(17) "Revolving fund" means the drinking water state revolving fund established by 75-6-211."

Section 19. Section 75-6-226, MCA, is amended to read:

"75-6-226. Loan subsidy for disadvantaged communities. (1) Notwithstanding any other provision in this part, if the program makes a loan pursuant to 75-6-221(1) to a disadvantaged community or to a community that the department expects to become a disadvantaged community as a result of a proposed project, the department may provide additional subsidization in the form of a reduced interest rate, the forgiveness of principal, or a combination of both.

(2) The total annual amount of loan subsidies made by the department pursuant to subsection (1) may not exceed 30% of the capitalization grant received by the department for each fiscal year.

(3) Notwithstanding any other provision in this part, money received by the state under the American Recovery and Reinvestment Act of 2009, Public Law 111-5, as capitalization grants for a state revolving fund may be used by the department or the department of natural resources and conservation to provide additional subsidization to eligible recipients in the form of forgiveness of the principal of a loan to the extent permitted or required by federal law and subject to satisfaction of conditions on loans described in 75-6-224."

1 **Section 20.** Section 75-25-101, MCA, is amended to read:

2 **"75-25-101. Alternative energy revolving loan account.** (1) There is a special revenue account called the alternative energy revolving loan
3 account to the credit of the department of environmental quality.

4 (2) The alternative energy revolving loan account consists of money deposited into the account from air quality penalties from 75-2-401 and
5 75-2-413 and money from any other source. Any interest earned by the account and any interest that is generated from a loan repayment must be
6 deposited into the account and used to sustain the program.

7 (3) Funds from the alternative energy revolving loan account may be used to provide loans to individuals, small businesses, units of local
8 government, units of the university system, and nonprofit organizations for the purpose of building alternative energy systems, as defined in 15-32-102:

9 (a) to generate energy for their own use;

10 (b) for net metering as defined in 69-8-103; and

11 (c) for capital investments by those entities for energy conservation purposes, as defined in 15-32-102, when done in conjunction with an
12 alternative energy system.

13 (4) ~~(a) The~~ Except as provided in subsection (4)(b), the amount of a loan may not exceed \$40,000, and the loan must be repaid within 10 years.

14 **(b) For loans made using money obtained by the department of environmental quality from the federal government under the American**
15 **Reinvestment and Recovery RECOVERY AND REINVESTMENT Act of 2009, Public Law 111-5, the amount of a loan may not exceed \$100,000 and the loan**
16 **must be repaid within 15 years. The department may establish a loan limit of less than \$100,000 based on the amount of money received from the federal**
17 **government and the department's projected number of applications and application amounts.**"

18
19 **Section 21.** Section 75-25-102, MCA, is amended to read:

20 **"75-25-102. Administration of revolving loan account -- rulemaking authority.** (1) The department of environmental quality shall adopt rules
21 establishing:

(a) eligibility criteria, including criteria for defining residences, small businesses, and nonprofit organizations, criteria for defining capital investments for energy conservation purposes, ownership of the alternative energy facility, financial capacity to repay the loans, estimated return on investment in the alternative energy and energy conservation, and other matters that the department considers necessary to ensure repayment of loans and to encourage maximum use of the fund for alternative energy and net metering uses;

(b) processes and procedures for disbursing loans, including the agencies or organizations that are allowed to process the loan application for the department; and

(c) terms and conditions for the loans, including repayment schedules and interest.

(2) The department shall solicit assistance in the development and operation of the program from individuals familiar with financial services and persons knowledgeable in alternative energy systems.

(3) Administrative costs charged to the account may not exceed 10% of the total loans or \$23,000 a year, whichever is greater. Legal fees and costs associated with collection of debt on principal are not considered administrative costs.

~~(4) The loan repayment period may not exceed 10 years.~~ The loans must be made at a low interest rate. The department may set the interest rate at an amount that will cover its administrative costs, but the rate may not be less than 1% a year. The department may seek recovery of the amount of principal loaned in the event of default."

SECTION 22. SECTION 90-1-204, MCA, IS AMENDED TO READ:

"90-1-204. Priorities for funding -- rulemaking. (1) The department must receive proposals for grants and loans from local governments. A local government shall work with an economic development organization on a proposal. The department shall work with the local government and the economic development organization in preparing cost estimates for a proposed project. In reviewing proposals, the department may consult with other state agencies with expertise pertinent to the proposal.

(2) (a) The department shall adopt rules necessary to implement the big sky economic development program. In adopting rules, the department

1 shall look to the rules adopted for the treasure state endowment program and other similar state programs. To the extent feasible, the department shall
2 make the rules compatible with those other programs. To the extent feasible, the department shall employ an approach pertaining to the use of funds so
3 that, except as provided in subsection (2)(b), the needs of rural areas are balanced with the needs of the state's urban centers.

4 (b) For high-poverty counties, the department shall employ an approach pertaining to the use of funds that is intended to lower poverty levels in
5 the county to a percentage at which the county no longer is defined as a high-poverty county.

6 (c) The rules must provide for the types of uses of funds available under the big sky economic development program. The types of uses of funds
7 by:

8 (i) local governments include but are not limited to:

9 (A) a reduction in the interest rate of a commercial loan for the expansion of a basic sector company;

10 (B) a grant or low-interest loan for relocation expenses for a basic sector company; and

11 (C) rental assistance or lease buy-downs for a relocation or expansion project for a basic sector company;

12 (ii) a certified regional development corporation include:

13 (A) support for business improvement districts and central business district redevelopment;

14 (B) industrial development;

15 (C) feasibility studies;

16 (D) creation and maintenance of baseline community profiles; and

17 (E) matching funds for federal funds, including but not limited to brownfields funds and natural resource damage funds.

18 (d) (i) The rules must provide for distribution methods for financial assistance available to local governments. ~~The~~ Except for local government
19 projects specifically authorized in [House Bill No. 645], the rules must provide for distribution based upon the number of jobs expected to be created
20 because of the funding.

21 (ii) ~~Funding~~ Except for local government projects specifically authorized in [House Bill No. 645], funding may not exceed \$5,000 for each expected

1 job, except that funding for a project in a high-poverty county may not exceed \$7,500 for each expected job.

2 (iii) ~~The~~ Except for local government projects specifically authorized in [House Bill No. 645], the rules must require equal matching funds for a grant
3 or loan, except that the rules for a grant or a loan in a high-poverty county may allow a 50% to 100% match requirement for the high-poverty county.

4 (e) ~~The~~ Except for local government projects specifically authorized in [House Bill No. 645], the rules may provide for greater incentives for a
5 high-poverty county.

6 (f) ~~The~~ Except for local government projects specifically authorized in [House Bill No. 645], the rules must provide for the full or partial repayment
7 of a grant if the new jobs or some of the new jobs for which a grant is given are not created.

8 (g) ~~A~~ Except for local government projects specifically authorized in [House Bill No. 645], a grant or loan may be made only for a new job that has
9 an average weekly wage that meets or exceeds the current average weekly wage of the county in which the employees are to be principally employed."
10

11 NEW SECTION. SECTION 23. EARNINGS -- STATUTORY APPROPRIATION. IF THE FEDERAL GOVERNMENT DIRECTS THAT FUNDS RECEIVED UNDER THE
12 AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, PUBLIC LAW 111-5, MUST BE INVESTED AND THAT THE EARNINGS MUST BE EXPENDED FOR THE SAME
13 PURPOSE AS THE FUNDS GENERATING THE EARNINGS, THEN THE EARNINGS ARE STATUTORILY APPROPRIATED, AS PROVIDED IN 17-7-502, FOR THE SAME PURPOSE
14 AS THE FUNDS GENERATING THE EARNINGS.
15

16 NEW SECTION. SECTION 24. DISSEMINATION OF INFORMATION -- REPORTING AND ACCOUNTABILITY. THE OFFICE OF
17 THE GOVERNOR SHALL DEVELOP AND MAINTAIN A WEBSITE TO SERVE AS THE OFFICIAL WEBSITE FOR THE STATE OF MONTANA FOR IMPLEMENTING THE REPORTING AND
18 ACCOUNTABILITY REQUIREMENTS OF THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, PUBLIC LAW 111-5. THE OFFICE SHALL DEVELOP REQUIREMENTS
19 FOR REPORTING AND POSTING INFORMATION TO THE WEBSITE, AND THESE REQUIREMENTS ARE APPLICABLE TO ANY RECIPIENT OF FUNDS FROM AN APPROPRIATION
20 IN HOUSE BILL NO. 645.
21

1 NEW SECTION. SECTION 25. DISTRESSED WOOD PRODUCTS INDUSTRY RECOVERY PROGRAM -- FINDINGS -- LOANS AND GRANTS -- RULEMAKING. (1) DUE

2 TO THE CURRENT, WELL-DOCUMENTED DECLINE IN THE WOOD PRODUCTS INDUSTRY IN MONTANA, THE LEGISLATURE FINDS THAT THERE IS A NEED TO ASSIST THE
3 MONTANA WOOD PRODUCTS INDUSTRY AS A WHOLE THROUGH A MULTIFACETED AND INTEGRALLY RELATED GRANT AND LOAN PROGRAM.

4 (2) BUSINESSES THAT MAY BE ELIGIBLE UNDER THE PROGRAM FOR LOANS, GRANTS, OR LOANS AND GRANTS INCLUDE BUT ARE NOT LIMITED TO SAWMILLS,
5 PLYWOOD PLANTS, PAPER AND LINERBOARD MANUFACTURERS, BARK AND BYPRODUCTS-RELATED BUSINESSES, ROUND WOOD PRODUCERS, WOOD CHIP PROCESSORS,
6 LOGGERS, LOG HAULERS, BIOCHAR AND BIOMASS PRODUCERS, AND OTHER INNOVATIVE MANUFACTURERS AND PROCESSORS OF WOOD PRODUCTS.

7 (3) (A) THE DEPARTMENT OF COMMERCE SHALL USE MONEY APPROPRIATED FOR THE DISTRESSED WOOD PRODUCTS INDUSTRY TO IMPLEMENT THE PROGRAM.

8 (B) MONEY APPROPRIATED TO THE DEPARTMENT OF COMMERCE MAY BE USED BY THE DEPARTMENT TO, AMONG OTHER THINGS:

9 (I) PROVIDE STATE MATCHING FUNDS TO FEDERAL AGENCIES TO CREATE LOAN OR GRANT PROGRAMS THAT WILL BENEFIT THE TYPES OF BUSINESSES LISTED
10 IN SUBSECTION (2), INCLUDING THE COMMINGLING OF APPROPRIATED FUNDS WITH FEDERAL FUNDS AS NEEDED TO MEET FEDERAL REGULATIONS AND GRANT
11 REQUIREMENTS; AND

12 (II) PROVIDE LOANS, GRANTS, OR BOTH LOANS AND GRANTS TO THE TYPES OF BUSINESSES LISTED IN SUBSECTION (2).

13 (C) REPAYMENTS OF LOANS TO THE DEPARTMENT OF COMMERCE MAY BE USED BY THE DEPARTMENT AS REVOLVING LOAN FUNDS FOR PRIMARY SECTOR
14 BUSINESS THROUGHOUT THE STATE.

15 (4) THE DEPARTMENT OF COMMERCE MAY ADOPT RULES NECESSARY TO IMPLEMENT THE PROGRAM. RULES ADOPTED BY THE DEPARTMENT MUST BE BASED
16 UPON SIMILAR FINANCE PROGRAMS ADMINISTERED BY THE DEPARTMENT AND MUST INCLUDE:

17 (A) SUFFICIENT BUSINESS PLAN AND FINANCIAL INFORMATION TO ALLOW A REASONABLE DETERMINATION REGARDING THE POTENTIAL FEASIBILITY OF THE
18 BUSINESS TO CREATE AND RETAIN JOBS AND, IN THE CASE OF LOANS, TO MAKE REPAYMENTS TO THE DEPARTMENT;

19 (B) ANNUAL INFORMATION FROM EACH ASSISTED BUSINESS FOR THE TERM OF THE GRANT OR LOAN AGREEMENT REGARDING JOBS CREATED AND RETAINED,
20 PAY LEVELS, FINANCIAL STATUS, AND REPORTS ON OVERALL PROJECT ACTIVITIES; AND

21 (C) LOAN AND GRANT AMOUNTS FOR EACH JOB, FUNDING LIMITS, AND MATCHING FUND REQUIREMENTS.

NEW SECTION. SECTION 26. RULEMAKING. THE DEPARTMENT OF COMMERCE MAY ADOPT RULES TO IMPLEMENT THE WORKER TRAINING PROGRAM AND THE BROADBAND MATCHING GRANT PROGRAM FUNDED IN [HOUSE BILL NO. 645].

NEW SECTION. SECTION 27. COUNTY PROJECTS -- ALLOCATION OF FUNDS. THE APPROPRIATION IN [SECTION 51] FOR COUNTY PROJECTS MUST BE ALLOCATED AS PROVIDED IN THIS SECTION AND MUST BE USED ONLY FOR THE INDICATED PURPOSE. COUNTY PROJECT FUNDS MUST BE ALLOCATED AS FOLLOWS:

<u>BEAVERHEAD</u>	<u>\$199,902</u>	<u>COUNTY COURTHOUSE REPAIR</u>
<u>BIG HORN</u>	<u>\$195,663</u>	<u>LITTLE HORN ROAD RECONSTRUCTION</u>
<u>BLAINE</u>	<u>\$187,422</u>	<u>COUNTY BUILDING IMPROVEMENTS</u>
<u>BROADWATER</u>	<u>\$138,301</u>	<u>COUNTY ROAD CHIP SEAL</u>
<u>CARBON</u>	<u>\$157,060</u>	<u>WEST FORK ROAD EXPANSION</u>
<u>CARTER</u>	<u>\$144,862</u>	<u>GRAVEL CRUSHING</u>
<u>CASCADE</u>	<u>\$247,092</u>	<u>COUNTY BUILDING ENERGY PERFORMANCE CONTRACT</u>
<u>CHOUTEAU</u>	<u>\$194,862</u>	<u>COUNTY ROAD REPAIR AND RECONSTRUCTION</u>
<u>CUSTER</u>	<u>\$157,596</u>	<u>COUNTY ROAD AND BUILDINGS: SILO LOOP ROAD \$42,596; PINE HILLS IMPROVEMENT \$85,000; COUNTY BUILDING REPAIR AND REMODEL \$30,000</u>
<u>DANIELS</u>	<u>\$134,923</u>	<u>COUNTY ROAD GRAVEL SCREENING/CRUSHING</u>
<u>DAWSON</u>	<u>\$161,231</u>	<u>COUNTY BUILDING REPAIR/REMODEL/CONSTRUCTION</u>
<u>DEER LODGE</u>	<u>\$128,973</u>	<u>ENERGY UPGRADES AND RENOVATION OF CITY HALL</u>
<u>FALLON</u>	<u>\$135,369</u>	<u>COUNTY ROAD AND PARKS SHOP BUILDING</u>
<u>FERGUS</u>	<u>\$191,553</u>	<u>SCOTT CROSSING BRIDGE REPLACEMENT</u>

1	<u>FLATHEAD</u>	<u>\$429,261</u>	<u>MENNONITE CHURCH AND CRESTON ROADS CONSTRUCTION</u>
2	<u>GALLATIN</u>	<u>\$302,907</u>	<u>FAIRGROUNDS RESTROOM CONSTRUCTION AND REPLACEMENT</u>
3	<u>GARFIELD</u>	<u>\$159,808</u>	<u>COUNTY BUILDING HEATING/COOLING SYSTEM REPLACEMENT</u>
4	<u>GLACIER</u>	<u>\$180,677</u>	<u>GLACIER COUNTY JAIL/DETENTION CENTER</u>
5	<u>GOLDEN VALLEY</u>	<u>\$123,455</u>	<u>FIRE HALL AND ROADS: GOLDEN VALLEY/RYEGATE FIRE HALL \$103,455; GOLDEN VALLEY ROADS \$20,000</u>
6	<u>GRANITE</u>	<u>\$139,211</u>	<u>METESCH LANE BRIDGE REPLACEMENT</u>
7	<u>HILL</u>	<u>\$195,921</u>	<u>SHEPPARD AND BULHOOK ROADS PAVEMENT OVERLAY</u>
8	<u>JEFFERSON</u>	<u>\$169,757</u>	<u>BOULDER SOUTH CAMPUS SEWER REPLACEMENT</u>
9	<u>JUDITH BASIN</u>	<u>\$143,967</u>	<u>REPLACE ARROW CREEK AND JUDITH RIVER BRIDGE: ARROW CREEK BRIDGE \$70,046; JUDITH RIVER</u>
10			<u>BRIDGE \$73,921</u>
11	<u>LAKE</u>	<u>\$226,694</u>	<u>SOUTH VALLEY CREEK BRIDGE REPLACEMENT \$160,000; SKYLINE BRIDGE REPAIR \$40,000;</u>
12			<u>COURTHOUSE WEATHERIZATION \$26,694</u>
13	<u>LEWIS AND CLARK</u>	<u>\$282,922</u>	<u>LEWIS AND CLARK COUNTY FAIRGROUNDS PLAZA</u>
14	<u>LIBERTY</u>	<u>\$139,405</u>	<u>LIBERTY SENIOR CENTER</u>
15	<u>LINCOLN</u>	<u>\$252,108</u>	<u>TOBACCO VALLEY INDUSTRIAL PARK INFRASTRUCTURE IMPROVEMENTS</u>
16	<u>MADISON</u>	<u>\$179,577</u>	<u>MADISON COUNTY OFFICE RENOVATION \$101,577; MADISON COUNTY BRIDGE IMPROVEMENT PROJECTS</u>
17			<u>\$78,000</u>
18	<u>McCONE</u>	<u>\$148,210</u>	<u>GEOTHERMAL HEAT LOOP COURTHOUSE RETROFIT</u>
19	<u>MEAGHER</u>	<u>\$134,964</u>	<u>COUNTY BUILDING ENERGY EFFICIENCY AND HANDICAP ACCESSABILITY UPDATES</u>
20	<u>MINERAL</u>	<u>\$144,010</u>	<u>MINERAL COUNTY JAIL AND COURTHOUSE RESTORATION AND REPAIR</u>
21	<u>MISSOULA</u>	<u>\$319,667</u>	<u>BIG FLAT ROAD RECONSTRUCTION</u>

1	<u>MUSSELSHELL</u>	<u>\$139,793</u>	<u>GOFFENA BRIDGE REPLACEMENT</u>
2	<u>PARK</u>	<u>\$178,841</u>	<u>9TH STREET BRIDGE REPLACEMENT</u>
3	<u>PETROLEUM</u>	<u>\$125,061</u>	<u>COURTHOUSE WINDOWS, DOVETAIL CREEK CROSSING, AND PETROLEUM COUNTY ROAD UPGRADE:</u>
4			<u>ENERGY EFFICIENT COURTHOUSE WINDOWS RETROFIT \$5,000; DOVETAIL CREEK CROSSING \$5,000;</u>
5			<u>PETROLEUM COUNTY ROAD UPGRADE \$75,061</u>
6	<u>PHILLIPS</u>	<u>\$180,968</u>	<u>COURTHOUSE PARKING LOT AND SIDEWALK PROJECTS</u>
7	<u>PONDERA</u>	<u>\$149,520</u>	<u>PONDERA COUNTY COMMUNITY AND SENIOR CENTER REMODEL</u>
8	<u>POWDER RIVER</u>	<u>\$147,735</u>	<u>COUNTY ROAD RECONSTRUCTION AND GRAVEL</u>
9	<u>POWELL</u>	<u>\$148,555</u>	<u>ENERGY EFFICIENT WINDOWS AND BOILER FOR COUNTY COURTHOUSE</u>
10	<u>PRAIRIE</u>	<u>\$129,674</u>	<u>COUNTY FAIRGROUNDS GRANDSTAND REPLACEMENT \$80,000; TERRY PARK FACILITIES RENOVATION</u>
11			<u>\$49,674</u>
12	<u>RAVALLI</u>	<u>\$297,867</u>	<u>AMBROSE CREEK ROAD PAVEMENT PRESERVATION</u>
13	<u>RICHLAND</u>	<u>\$162,551</u>	<u>SPRING LAKE ROAD RECONSTRUCTION</u>
14	<u>ROOSEVELT</u>	<u>\$172,632</u>	<u>ENERGY EFFICIENT COURTHOUSE WINDOWS PROJECT</u>
15	<u>ROSEBUD</u>	<u>\$183,085</u>	<u>INGOMAR WATER AND SEWER PROJECT \$83,085; FORSYTH LIBRARY ELEVATOR PROJECT \$100,000</u>
16	<u>SANDERS</u>	<u>\$185,012</u>	<u>HIGH BRIDGE RECONSTRUCTION</u>
17	<u>SHERIDAN</u>	<u>\$152,144</u>	<u>COUNTY ROAD GRAVEL AND ENGINEERING: COUNTY ROAD GRAVEL CRUSHING \$137,144; PLENTYWOOD</u>
18			<u>BYPASS ROUTE \$15,000</u>
19	<u>SILVER BOW</u>	<u>\$127,965</u>	<u>COUNTY ROAD REPAIR AND MAINTENANCE</u>
20	<u>STILLWATER</u>	<u>\$167,535</u>	<u>COUNTY COURTHOUSE AND BRIDGE: STILLWATER COUNTY COURTHOUSE REPAIR AND RENOVATION</u>
21			<u>\$77,279; STILLWATER COUNTY BRIDGE \$90,256</u>

1	<u>SWEET GRASS</u>	<u>\$135,147</u>	<u>PIONEER MEDICAL CENTER RENOVATION</u>
2	<u>TETON</u>	<u>\$168,135</u>	<u>COUNTY NURSING HOME AND COUNTY ROAD GRAVEL: COUNTY NURSING HOME RENOVATION \$130,000;</u>
3			<u>COUNTY ROAD GRAVEL \$38,135</u>
4	<u>TOOLE</u>	<u>\$148,528</u>	<u>ENERGY EFFICIENT LIGHTING FOR TOOLE COUNTY HOSPITAL</u>
5	<u>TREASURE</u>	<u>\$115,141</u>	<u>COUNTY BUILDING RENOVATIONS: COMMUNITY CENTER \$20,100; COMMUNITY CENTER \$74,861;</u>
6			<u>COURTHOUSE ADA UPGRADE \$20,180</u>
7	<u>VALLEY</u>	<u>\$203,624</u>	<u>VALLEY COUNTY DETENTION CENTER ADDITION</u>
8	<u>WHEATLAND</u>	<u>\$124,649</u>	<u>COUNTY ROAD SHOP AND HARLOWTOWN FIRE HALL: COUNTY ROAD SHOP \$83,099; HARLOWTOWN FIRE</u>
9			<u>HALL \$41,550</u>
10	<u>WIBAUX</u>	<u>\$119,948</u>	<u>COUNTY FAIRGROUNDS EXHIBIT BUILDING</u>
11	<u>YELLOWSTONE</u>	<u>\$288,560</u>	<u>CLAPPER FLAT AND VANDAVEER ROADS AND COURTHOUSE REMODEL: CLAPPER FLAT ROAD \$100,000;</u>
12			<u>VANDAVEER ROAD \$100,000; COURTHOUSE REMODEL \$88,560</u>
13			
14	<u>NEW SECTION. SECTION 28. MUNICIPAL PROJECTS -- ALLOCATION OF FUNDS.</u> THE APPROPRIATION IN [SECTION 51] FOR MUNICIPAL PROJECTS MUST BE		
15	ALLOCATED AS PROVIDED IN THIS SECTION AND MUST BE USED ONLY FOR THE INDICATED PURPOSE. MUNICIPAL PROJECT FUNDS MUST BE ALLOCATED AS FOLLOWS:		
16	<u>ALBERTON</u>	<u>\$13,397</u>	<u>STREET REPAIRS AND PAVING</u>
17	<u>ANACONDA-DEER LODGE</u>	<u>\$130,438</u>	<u>ENERGY UPGRADES AND RENOVATION OF CITY HALL</u>
18	<u>BAINVILLE</u>	<u>\$11,259</u>	<u>SIMARD PARK IMPROVEMENTS -- SPRINKLER SYSTEMS AND SIDEWALKS</u>
19	<u>BAKER</u>	<u>\$40,504</u>	<u>STORM DRAIN INSTALLATION ON SOUTH MONTANA 7 AND SECONDARY 322</u>
20	<u>BEARCREEK</u>	<u>\$7,578</u>	<u>TOWN HALL RENOVATION AND REPAIRS</u>
21	<u>BELGRADE</u>	<u>\$131,883</u>	<u>STREET INTERSECTION RECONSTRUCTION AND SIDEWALK EXTENSION</u>

1	<u>BELT</u>	<u>\$16,384</u>	<u>REPLACE CONCRETE WATER STORAGE TANK</u>
2	<u>BIG SANDY</u>	<u>\$20,619</u>	<u>SEWER MAIN REPLACEMENT AND RESURFACE JOHANNNES AVENUE</u>
3	<u>BIG TIMBER</u>	<u>\$41,057</u>	<u>ANDERSON STREET ASPHALT OVERLAY PROJECT</u>
4	<u>BILLINGS</u>	<u>\$1,676,045</u>	<u>RECONSTRUCTION ALKALI CREEK ROAD</u>
5	<u>BOULDER</u>	<u>\$33,298</u>	<u>WATER SYSTEM TREATMENT PROJECT</u>
6	<u>BOZEMAN</u>	<u>\$621,404</u>	<u>WATER SYSTEM TREATMENT PROJECT; WATER RECLAMATION FACILITY -- WATER TREATMENT PLANT</u>
7			<u>DESIGN; RECREATION FACILITY IMPROVEMENTS; SIDEWALKS AND RESTROOM UPGRADES IN PARKS</u>
8	<u>BRIDGER</u>	<u>\$20,642</u>	<u>STREET AND SIDEWALK REPAIRS</u>
9	<u>BROADUS</u>	<u>\$16,072</u>	<u>ADDITION TO CITY HALL FOR POLICE DEPARTMENT AND SEWER LAGOON REPAIRS</u>
10	<u>BROADVIEW</u>	<u>\$8,954</u>	<u>GENERAL REPAIRS AND MAINTENANCE</u>
11	<u>BROCKTON</u>	<u>\$9,836</u>	<u>WASTEWATER SYSTEM REPAIRS AND STREET AND ALLEY REPAIRS</u>
12	<u>BROWNING</u>	<u>\$24,148</u>	<u>NEW FIRE HALL</u>
13	<u>BUTTE-SILVER BOW</u>	<u>\$556,425</u>	<u>ROAD REPAIRS AND MAINTENANCE</u>
14	<u>CASCADE</u>	<u>\$19,869</u>	<u>ONE BLOCK SEWER MAIN REPLACEMENT</u>
15	<u>CHESTER</u>	<u>\$22,690</u>	<u>CHIP SEAL TOWN STREETS</u>
16	<u>CHINOOK</u>	<u>\$31,885</u>	<u>CITY HALL REPAIR AND IMPROVEMENTS AND PAINT ARMORY BUILDING</u>
17	<u>CHOTEAU</u>	<u>\$44,091</u>	<u>CITY HALL-FIRE STATION REMODEL AND REPLACE UNIT HEATERS IN PAVILION BUILDING</u>
18	<u>CIRCLE</u>	<u>\$19,420</u>	<u>PURCHASE STREET PATCHER EQUIPMENT AND SEWER TREATMENT PLANT</u>
19	<u>CLYDE PARK</u>	<u>\$12,832</u>	<u>CONSTRUCTION OF LATHROP STREET</u>
20	<u>COLSTRIP</u>	<u>\$47,276</u>	<u>ORCHARD LIFT STATION REPLACEMENT</u>
21	<u>COLUMBIA FALLS</u>	<u>\$90,832</u>	<u>STREET CONSTRUCTION AND IMPROVEMENTS</u>

1	<u>COLUMBUS</u>	<u>\$44,373</u>	<u>REPLACE CURB, GUTTER, AND SIDEWALK ON PIKE AVENUE</u>
2	<u>CONRAD</u>	<u>\$54,770</u>	<u>REPLACE HYDRANTS AND VALVES AND OVERLAY DAKOTA STREET</u>
3	<u>CULBERTSON</u>	<u>\$20,255</u>	<u>ARCHITECTURE DESIGN OF NEW FIRE HALL</u>
4	<u>CUT BANK</u>	<u>\$62,063</u>	<u>FINAL ENGINEERING AND DESIGN WORK FOR RAILROAD STREET</u>
5	<u>DARBY</u>	<u>\$20,008</u>	<u>WATER SYSTEM IMPROVEMENT PROJECT</u>
6	<u>DEER LODGE</u>	<u>\$70,086</u>	<u>PHASE 1 SEWER REHABILITATION COLLECTION SYSTEM</u>
7	<u>DENTON</u>	<u>\$12,524</u>	<u>WATER-SEWER UPGRADES, BUILDING REPAIRS, AND STREET REPAIRS</u>
8	<u>DILLON</u>	<u>\$78,244</u>	<u>GLENDALE STREET PROJECT</u>
9	<u>DODSON</u>	<u>\$8,579</u>	<u>STREET REPAIRS</u>
10	<u>DRUMMOND</u>	<u>\$11,830</u>	<u>STREET REPAIRS AND PARK MAINTENANCE</u>
11	<u>DUTTON</u>	<u>\$13,855</u>	<u>CITY PARK IMPROVEMENTS</u>
12	<u>EAST HELENA</u>	<u>\$43,300</u>	<u>RENOVATE CITY HALL</u>
13	<u>EKALAKA</u>	<u>\$15,477</u>	<u>BRIDGE AND STREET REPAIR</u>
14	<u>ENNIS</u>	<u>\$24,703</u>	<u>TOWN HALL EXPANSION AND REMODEL PROJECT</u>
15	<u>EUREKA</u>	<u>\$24,803</u>	<u>REPAIR MAIN ARTERIAL ROAD</u>
16	<u>FAIRFIELD</u>	<u>\$18,389</u>	<u>DESIGN AND ERECT NEW FIRE HALL, TELEWISE SEWER LINES, AND REPLACE HYDRANTS</u>
17	<u>FAIRVIEW</u>	<u>\$22,524</u>	<u>PARK BATHROOMS RENOVATION</u>
18	<u>FLAXVILLE</u>	<u>\$7,652</u>	<u>WATER STORAGE TANK REPAIRS</u>
19	<u>FORSYTH</u>	<u>\$45,126</u>	<u>WATER STORAGE TANK AND WATER WORKS REPAIRS</u>
20	<u>FORT BENTON</u>	<u>\$39,975</u>	<u>CHIP SEAL CITY STREETS, U.S. HIGHWAY 87 REPAIRS, AND AIRPORT RUNWAY IMPROVEMENTS</u>
21	<u>FORT PECK</u>	<u>\$13,156</u>	<u>REPLACE AGING FIRE HYDRANTS</u>

1	<u>FROID</u>	<u>\$11,174</u>	<u>WATER STORAGE RESERVOIR REPLACEMENT</u>
2	<u>FROMBERG</u>	<u>\$14,368</u>	<u>STREET AND SIDEWALK REPAIRS</u>
3	<u>GERALDINE</u>	<u>\$12,701</u>	<u>MAIN SEWER LINE EXTENSION</u>
4	<u>GLASGOW</u>	<u>\$61,137</u>	<u>REHABILITATE SOUTHSIDE LIFT STATION</u>
5	<u>GLENDIVE</u>	<u>\$89,710</u>	<u>STREET RECONSTRUCTION</u>
6	<u>GRASS RANGE</u>	<u>\$8,768</u>	<u>WATER, SEWER, AND STREET REPAIRS</u>
7	<u>GREAT FALLS</u>	<u>\$975,637</u>	<u>WEST BANK STREET AND RIGHT-OF-WAY IMPROVEMENT AND CIVIC CENTER ROOF REPAIR</u>
8	<u>HAMILTON</u>	<u>\$86,900</u>	<u>TENTH STREET RECONSTRUCTION</u>
9	<u>HARDIN</u>	<u>\$67,908</u>	<u>NEW FIRE HALL</u>
10	<u>HARLEM</u>	<u>\$21,164</u>	<u>CITY HALL RENOVATION AND WEATHERIZATION AND STREET MAINTENANCE</u>
11	<u>HARLOWTON</u>	<u>\$25,565</u>	<u>REPLACE SIDEWALKS AND INSTALL HANDICAPPED CURBS</u>
12	<u>HAVRE</u>	<u>\$165,970</u>	<u>NEW LIFT STATION AND RECOAT CONCRETE WATER TANK</u>
13	<u>HELENA</u>	<u>\$504,707</u>	<u>CENTENNIAL PARK TRAIL SYSTEM CONSTRUCTION</u>
14	<u>HINGHAM</u>	<u>\$9,704</u>	<u>SEWER PROJECT, STREET AND SIDEWALK REPAIRS, AND FIRE HYDRANTS</u>
15	<u>HOBSON</u>	<u>\$11,506</u>	<u>EXTEND WATER TO BOULEVARD ON MAIN STREET</u>
16	<u>HOT SPRINGS</u>	<u>\$18,326</u>	<u>REMODEL FIRE HALL AND REPAIR STREETS</u>
17	<u>HYSHAM</u>	<u>\$12,182</u>	<u>OVERLAY TOWN STREETS</u>
18	<u>ISMAY</u>	<u>\$7,064</u>	<u>GENERAL REPAIRS AND MAINTENANCE</u>
19	<u>JOLIET</u>	<u>\$16,083</u>	<u>SEWER AND WATER IMPROVEMENTS</u>
20	<u>JORDAN</u>	<u>\$14,548</u>	<u>IMPROVE EXISTING STREETS</u>
21	<u>JUDITH GAP</u>	<u>\$9,295</u>	<u>FOURTH AVENUE STREET IMPROVEMENTS</u>

1	<u>KALISPELL</u>	<u>\$342,370</u>	<u>STREET PROJECTS</u>
2	<u>KEVIN</u>	<u>\$10,823</u>	<u>DRAINAGE, CULVERT, AND ROAD REPAIRS</u>
3	<u>LAUREL</u>	<u>\$118,788</u>	<u>OPEN DITCH MITIGATION NEAR MIDDLE SCHOOL</u>
4	<u>LAVINA</u>	<u>\$10,753</u>	<u>INSTALL NEW WATER SYSTEM</u>
5	<u>LEWISTOWN</u>	<u>\$117,648</u>	<u>CHIP SEAL STREETS</u>
6	<u>LIBBY</u>	<u>\$58,276</u>	<u>SEWER MAIN EXTENSION TO CABINET HEIGHTS</u>
7	<u>LIMA</u>	<u>\$11,955</u>	<u>REGRAVEL STREETS AND PARK SHELTER</u>
8	<u>LIVINGSTON</u>	<u>\$136,279</u>	<u>SAFETY AND BUILDING REPAIRS TO SACAJAWEA PARK AND REPAIRS TO SIDEWALKS AND STREETS</u>
9	<u>LODGE GRASS</u>	<u>\$15,187</u>	<u>SEWER LAGOON</u>
10	<u>MALTA</u>	<u>\$42,923</u>	<u>WATER AND SEWER LINE REPAIRS AND MAINTENANCE AND STREET PAVING AND REPAIRS</u>
11	<u>MANHATTAN</u>	<u>\$36,536</u>	<u>SIDEWALK EXTENSIONS, REPAIRS, AND MAINTENANCE</u>
12	<u>MEDICINE LAKE</u>	<u>\$12,088</u>	<u>SEWER LAGOON MAINTENANCE, WATER TOWER, AND WATERWORKS REPAIRS</u>
13	<u>MELSTONE</u>	<u>\$9,245</u>	<u>INSTALL FIRE HYDRANTS; WATER AND SEWER INSTALLATION TO COMMUNITY CENTER; AND SIDEWALKS,</u>
14			<u>CURBS, AND GUTTERS</u>
15	<u>MILES CITY</u>	<u>\$157,904</u>	<u>STORMWATER SYSTEM SEDIMENT REMOVAL</u>
16	<u>MISSOULA</u>	<u>\$1,074,759</u>	<u>ADA SIDEWALK RAMPS AND NORTH HIGGINS STREETScape</u>
17	<u>MOORE</u>	<u>\$10,877</u>	<u>STREET REPAIRS AND CAPITAL IMPROVEMENTS</u>
18	<u>NASHUA</u>	<u>\$13,631</u>	<u>SEWER AND WATER MAIN REPLACEMENTS</u>
19	<u>NEIHART</u>	<u>\$7,739</u>	<u>STREETS AND CAPITAL IMPROVEMENTS</u>
20	<u>OPHEIM</u>	<u>\$9,207</u>	<u>WATER SYSTEM AND GENERAL REPAIRS</u>
21	<u>OUTLOOK</u>	<u>\$7,988</u>	<u>CONNECT WATER SYSTEM TO NEW WELL</u>

1	<u>PHILIPSBURG</u>	<u>\$26,234</u>	<u>REPLACE WATER AND SEWER LINES</u>
2	<u>PINESDALE</u>	<u>\$21,284</u>	<u>CAPITAL IMPROVEMENTS AND REPAIRS</u>
3	<u>PLAINS</u>	<u>\$27,846</u>	<u>CITY HALL RENOVATIONS INCLUDING ADA BATHROOMS AND FURNACE AND AIR CONDITIONING</u>
4	<u>PLENTYWOOD</u>	<u>\$39,352</u>	<u>ENGINEERING STUDY OF WASTEWATER TREATMENT SYSTEM, REPLACE SIDEWALK AT CITY HALL AND ADD</u>
5			<u>GUTTER SYSTEM, AND CHIP SEAL STREETS</u>
6	<u>PLEVNA</u>	<u>\$9,154</u>	<u>CULVERT AND DRAINAGE IMPROVEMENTS AND CHIP SEAL STREETS</u>
7	<u>POLSON</u>	<u>\$94,816</u>	<u>RIVERSIDE WATER MAIN REPLACEMENT</u>
8	<u>POPLAR</u>	<u>\$21,571</u>	<u>STREET REPAIRS AFTER WATER LINE INSTALLATION</u>
9	<u>RED LODGE</u>	<u>\$53,688</u>	<u>ROOF REPAIRS ON CITY HALL AND POLICE STATION</u>
10	<u>REXFORD</u>	<u>\$7,854</u>	<u>COMMUNITY CENTER SIDING AND REPAIRS</u>
11	<u>RICHEY</u>	<u>\$10,567</u>	<u>ROAD REPAIRS AND MAINTENANCE</u>
12	<u>RONAN</u>	<u>\$41,463</u>	<u>REPAIR AND OVERLAY THIRD AVENUE NORTHWEST</u>
13	<u>ROUNDUP</u>	<u>\$46,586</u>	<u>CURBS, GUTTERS, AND SIDEWALKS ON SECOND AVENUE EAST</u>
14	<u>RYEGATE</u>	<u>\$12,138</u>	<u>CITY PARK IMPROVEMENTS</u>
15	<u>SACO</u>	<u>\$11,102</u>	<u>STREET REPAIRS AND MAINTENANCE</u>
16	<u>SAINT IGNATIUS</u>	<u>\$21,269</u>	<u>STREET PAVING AND PEDESTRIAN PATH AND OTHER PARK REPAIRS</u>
17	<u>SCOBEE</u>	<u>\$27,169</u>	<u>WEATHERIZE CITY HALL</u>
18	<u>SHELBY</u>	<u>\$77,585</u>	<u>STREET REPAIRS</u>
19	<u>SHERIDAN</u>	<u>\$18,747</u>	<u>STREET REPAIRS AND MAINTENANCE</u>
20	<u>SIDNEY</u>	<u>\$96,526</u>	<u>TWENTY-SECOND AVENUE NORTHWEST RECONSTRUCTION</u>
21	<u>STANFORD</u>	<u>\$15,630</u>	<u>STREET INTERSECTION IMPROVEMENTS AND REPLACEMENTS</u>

1	<u>STEVENSVILLE</u>	<u>\$38,457</u>	<u>REPAIR AND REPLACE ROOF ON TOWN HALL COMPLEX BUILDING</u>
2	<u>SUNBURST</u>	<u>\$16,673</u>	<u>RESURFACE STREETS, ADA CURBS AND GUTTERS, AND OTHER STREET REPAIR</u>
3	<u>SUPERIOR</u>	<u>\$24,109</u>	<u>WATER CONSTRUCTION PHASE II, STREET REPAIRS, AND RENOVATE PARK BUILDINGS</u>
4	<u>TERRY</u>	<u>\$23,571</u>	<u>PARK IMPROVEMENTS</u>
5	<u>THOMPSON FALLS</u>	<u>\$34,730</u>	<u>STREET REPAIRS AND REPLACE WATER METERS WITH RADIO READ METERS</u>
6	<u>THREE FORKS</u>	<u>\$43,434</u>	<u>PAVE STREETS AND EQUIP PARKS AND RECREATION FACILITIES</u>
7	<u>TOWNSEND</u>	<u>\$41,340</u>	<u>BROADWAY SIDEWALK REPLACEMENT</u>
8	<u>TROY</u>	<u>\$23,328</u>	<u>CITY HALL RESTORATION</u>
9	<u>TWIN BRIDGES</u>	<u>\$13,847</u>	<u>PUBLIC WALKING PATH CONNECTING PARKS</u>
10	<u>VALIER</u>	<u>\$21,037</u>	<u>INSTALL WATER TANK, NEW WATER METERS, AND INSTALL WATER LINES AND TRUNKS</u>
11	<u>VIRGINIA CITY</u>	<u>\$11,859</u>	<u>REMODEL AND RELOCATE CITY HALL</u>
12	<u>WALKERVILLE</u>	<u>\$23,093</u>	<u>STREET IMPROVEMENTS</u>
13	<u>WEST YELLOWSTONE</u>	<u>\$31,130</u>	<u>WASTEWATER IMPROVEMENTS</u>
14	<u>WESTBY</u>	<u>\$9,048</u>	<u>RESURFACE STREETS</u>
15	<u>WHITE SULPHUR SPRINGS</u>	<u>\$29,462</u>	<u>PATCH AND REPAIR CITY STREETS</u>
16	<u>WHITEFISH</u>	<u>\$146,023</u>	<u>NEW EMERGENCY SERVICES BUILDING</u>
17	<u>WHITEHALL</u>	<u>\$26,781</u>	<u>NEW AMBULANCE BUILDING AND WASTEWATER IMPROVEMENTS</u>
18	<u>WIBAUX</u>	<u>\$17,644</u>	<u>REMODEL PARK BATHROOM AS HANDICAPPED ACCESSIBLE</u>
19	<u>WINIFRED</u>	<u>\$9,708</u>	<u>DRAINAGE PROJECTS</u>
20	<u>WINNETT</u>	<u>\$11,507</u>	<u>STREET DRAINAGE IMPROVEMENTS</u>
21	<u>WOLF POINT</u>	<u>\$52,535</u>	<u>GATE VALVE AND HYDRANT REPLACEMENT</u>

1
2 NEW SECTION. SECTION 29. QUICK START ENERGY GRANTS. (1) THERE IS A QUICK START ENERGY PROGRAM WITHIN THE DEPARTMENT OF COMMERCE
3 FOR QUICK START ENERGY EFFICIENCY IMPROVEMENT GRANTS TO PUBLIC SCHOOL DISTRICTS FOR PROJECTS THAT PROVIDE LONG-TERM, COST-EFFECTIVE BENEFITS
4 TO SCHOOL FACILITIES.

5 (2) A PUBLIC SCHOOL DISTRICT MAY SUBMIT AN APPLICATION TO THE DEPARTMENT OF COMMERCE FOR QUICK START ENERGY EFFICIENCY IMPROVEMENT GRANT
6 FUNDING FOR:

7 (A) AN ENERGY AUDIT OR EVALUATION OF THE POTENTIAL FOR ENERGY SAVINGS IN A SCHOOL FACILITY BY A PREQUALIFIED ENERGY AUDITOR; OR

8 (B) ENERGY EFFICIENCY IMPROVEMENTS THAT ARE BASED ON AN ENERGY AUDIT OR EVALUATION AND THAT ARE EXPECTED TO ACHIEVE MEASURABLE ENERGY
9 EFFICIENCY TO A SCHOOL FACILITY AND COST SAVINGS TO THE PUBLIC SCHOOL DISTRICT.

10 (3) IN AWARDING GRANTS UNDER THIS SECTION, THE DEPARTMENT OF COMMERCE SHALL CONSIDER THE POTENTIAL FOR ENERGY SAVINGS IN A PUBLIC SCHOOL
11 FACILITY BASED ON THE AGE, ENERGY USE, FUNCTION, AND CONDITION OF THE BUILDING.

12 (4) THE DEPARTMENT OF COMMERCE MAY CONSULT WITH THE DEPARTMENT OF ENVIRONMENTAL QUALITY AND THE ARCHITECTURE AND ENGINEERING DIVISION
13 OF THE DEPARTMENT OF ADMINISTRATION IN THE REVIEW AND EVALUATION OF QUICK START GRANT APPLICATIONS.

14 (5) OF THE LINE ITEM APPROPRIATION FOR THE SCHOOL FACILITIES PROGRAM ADMINISTRATION AND GRANTS FOUND IN [SECTION 51], UP TO \$35 MILLION
15 MAY BE USED, AT THE DISCRETION OF THE DEPARTMENT OF COMMERCE, TO AWARD GRANTS UNDER THE QUICK START ENERGY PROGRAM. THE DEPARTMENT OF
16 COMMERCE SHALL DISTRIBUTE QUICK START FUNDS ON A REIMBURSEMENT BASIS FROM MAY 15, 2009, UNTIL SEPTEMBER 30, 2009. ANY QUICK START FUNDS NOT
17 OBLIGATED UNDER THIS SECTION FOR REIMBURSEMENT TO A PUBLIC SCHOOL DISTRICT BY SEPTEMBER 30, 2009, MUST BE USED AS PROVIDED IN [SECTION 51] FOR
18 THE SCHOOL FACILITIES PROGRAM ADMINISTRATION AND GRANTS LINE ITEM APPROPRIATION.

19 (6) THE DEPARTMENT OF COMMERCE SHALL COLLECT INFORMATION REGARDING THE COST SAVINGS TO PUBLIC SCHOOL DISTRICTS THAT MAKE ENERGY
20 EFFICIENCY IMPROVEMENTS BASED ON GRANT FUNDING RECEIVED UNDER SUBSECTION (2)(B).

21 (7) THE DEPARTMENT OF COMMERCE SHALL CONSULT WITH THE OFFICE OF PUBLIC INSTRUCTION ON THE DISBURSEMENT OF QUICK START GRANTS AND SHALL

1 MAKE EVERY ATTEMPT TO ACCOMMODATE LARGE SCHOOLS, SMALL SCHOOLS, URBAN SCHOOLS, AND RURAL SCHOOLS.

2 (8) QUICK START GRANTS MADE UNDER THIS PROGRAM ARE SUBJECT TO REVIEW BY THE LEGISLATIVE FINANCE COMMITTEE.

3
4 **Section 30.** Section 20, Chapter 390, Laws of 2003, is amended to read:

5 "Section 20. Termination. [This act] terminates June 30, ~~2005~~ 2011."

6
7 **Section 31.** Section 4, Chapter 606, Laws of 2005, is amended to read:

8 "Section 4. Section 20, Chapter 390, Laws of 2003, is amended to read:

9 "Section 20. Termination. [This act] terminates June 30, ~~2005~~ 2007 2011.""

10
11 **Section 32.** Section 7, Chapter 606, Laws of 2005, is amended to read:

12 "Section 7. Termination. [This act] terminates June 30, ~~2007~~ 2011."

13
14 **Section 33.** Section 4, Chapter 517, Laws of 2007, is amended to read:

15 "Section 4. Section 20, Chapter 390, Laws of 2003, is amended to read:

16 "Section 20. Termination. [This act] terminates June 30, ~~2005~~ 2009 2011.""

17
18 **Section 34.** Section 5, Chapter 517, Laws of 2007, is amended to read:

19 "Section 5. Section 4, Chapter 606, Laws of 2005, is amended to read:

20 "Section 4. Section 20, Chapter 390, Laws of 2003, is amended to read:

21 "Section 20. Termination. [This act] terminates June 30, ~~2005~~ 2007 ~~2009~~ 2011.""

Section 35. Section 6, Chapter 517, Laws of 2007, is amended to read:

"Section 6. Section 7, Chapter 606, Laws of 2005, is amended to read:

"Section 7. Termination. [This act] terminates June 30, ~~2007~~ 2009 2011."

Section 36. Section 8, Chapter 517, Laws of 2007, is amended to read:

"Section 8. Termination. [Sections 1 through 3] terminate June 30, ~~2009~~ 2011."

NEW SECTION. SECTION 37. APPROPRIATION. THE AMOUNT OF \$4 MILLION FROM GENERAL FUND APPROPRIATIONS IN SECTION 9-B, ITEMS 9, 10, 11, AND 12, OF CHAPTER 5, SPECIAL LAWS OF MAY 2007, IN EXCESS OF \$13 MILLION OF GENERAL FUND APPROPRIATIONS THAT WOULD OTHERWISE REVERT ON JUNE 30, 2009, IS APPROPRIATED IN THE 2011 BIENNIUM FOR PROVIDER RATE INCREASE.

(2) ANY FUNDS REMAINING IN SECTION 9-B, ITEM 12J, CHAPTER 5, SPECIAL LAWS OF MAY 2007, ON JUNE 30, 2009, THAT WOULD OTHERWISE REVERT ARE APPROPRIATED IN THE 2011 BIENNIUM FOR MENTAL HEALTH CRISIS DIVERSION PILOT PROGRAM.

Section 38. Section 9-B, items 4b and 10, Chapter 5, Special Laws of May 2007, is amended to read:

<u>Fiscal 2008</u>						<u>Fiscal 2009</u>					
State	Federal					State	Federal				
General	Special	Special	<u>Propri-</u>			General	Special	Special	<u>Propri-</u>		
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
"4.	Child Support Enforcement Division (05)										

1	b.	Child Support Deficit Reduction Act (Restricted/OTO)											
2		1,620,765	0	0	0	0	1,620,765	2,154,589	0	0	0	0	2,154,589
3								<u>507,675</u>	0	0	0	0	<u>507,675</u>
4	10.	Health Resources Division (11)											
5		123,698,117	19,947,092	341,190,786	0	0	484,835,995	134,719,465	19,749,092	367,644,813	0	0	522,113,370
6								<u>81,719,465</u>					<u>469,113,370</u>
7								<u>85,719,465</u>					<u>473,113,370</u>
8	a.	Health Resources Division Administration/Reporting											
9		232,550	12,726	281,657	0	0	526,933	234,655	12,841	284,208	0	0	531,704
10	b.	Direct Care Worker Wage Increase (Restricted)											
11		18,036	300,000	695,142	0	0	1,013,178	19,050	300,000	694,128	0	0	1,013,178
12	c.	Provider Rate Increase (Restricted)											
13		0	1,620,277	2,100,682	0	0	3,720,959	1,222,681	1,646,566	4,247,683	0	0	7,116,930
14	d.	Hospital Utilization Fee (Restricted)											
15		0	17,503,843	38,222,192	0	0	55,726,035	0	20,324,595	44,183,150	0	0	64,507,745
16	e.	Family Planning Waiver (OTO)											
17		348,297	0	2,743,296	0	0	3,091,593	347,669	0	2,742,669	0	0	3,090,338
18	f.	Prescription Drug Discount Program (Restricted)											
19		0	1,389,441	0	0	0	1,389,441	0	2,037,846	0	0	0	2,037,846
20	g.	Equalize Campus-Based Rates (Restricted)											
21		23,785	0	69,943	0	0	93,728	54,261	0	159,558	0	0	213,819

1	h.	Raise Physician Reimbursement (Restricted)											
2	0	0	0	0	0	0	520,306	0	1,522,928	0	0	2,043,234	
3	i.	Medicaid Eligibility for Pregnant Women to 150% (Restricted)											
4	0	943,117	2,061,397	0	0	3,004,514	0	1,216,532	2,646,701	0	0	3,863,233	
5	j.	Revise Medically Needy Income Level (Restricted)											
6	371,647	0	1,092,864	0	0	1,464,511	743,295	0	2,175,611	0	0	2,918,906	
7	k.	Big Sky Rx Premium Assistance (Restricted/Biennial)											
8	0	9,674,920	0	0	0	9,674,920	0	0	0	0	0	0	

9 The department may allocate the distribution REDUCTION of funds IN THE HEALTH RESOURCES DIVISION among programs and line items that contain
10 medicaid or Title IV-E funding."

11
12 COORDINATION SECTION. **Section 39. Coordination instruction.** (1) Subject to subsection (2), if House Bill No. 2 is passed and approved
13 and if [this act] appropriates funds:

14 (a) to the department of administration for high performance computing in the amount of \$2 million, then the general fund appropriation for that
15 purpose in House Bill No. 2 is void;

16 (b) to the department of commerce for:

17 (i) worker training in the amount of \$7,994,722, then the general fund appropriation for that purpose in House Bill No. 2 is void;

18 (ii) tribal economic development in the amount of \$1,596,992, then the general fund appropriation for that purpose in House Bill No. 2 is void;

19 (iii) the energy promotion and development division in the amount of \$910,000, then the general fund appropriation for that purpose in House Bill
20 No. 2 is void; and

21 (iv) the main street program in the amount of \$250,000, then the general fund appropriation for that purpose in House Bill No. 2 is void;

(c) to the department of agriculture for invasive species in the amount of \$667,000, then the general fund appropriation for that purpose in House

Bill No. 2 is void;

~~(d) to the department of corrections for license plate reissue in the amount of \$2,886,308, then the general fund transfer for this purpose in House~~

~~Bill No. 2 is void; and~~

~~(e)~~(D) to the department of justice for:

~~—— (i) license plate reissue in the amount of \$321,250, then the general fund transfer for this purpose in House Bill No. 2 is void; and~~

~~—— (ii) the meth watch program in the amount of \$500,000, then the general fund appropriation for this purpose in House Bill No. 2 is void.~~

(2) If the amount of an appropriation described in subsection (1) is for an amount less than the amount specified in subsection (1), then the corresponding appropriation for that purpose contained in House Bill No. 2 is not void, but is reduced by the amount of the difference between the amount specified in subsection (1) and the amount appropriated in [section ~~39~~ 51].

COORDINATION SECTION. Section 40. Coordination instruction. (1) Subject to subsection ~~(4)~~ (3), if House Bill No. 5 is passed and approved and if [this act] provides fund transfers from the general fund to:

(a) the state energy ~~administration fund~~ CONSERVATION REPAYMENT ACCOUNT in the department of environmental quality in the amount of \$750,000 per year, then the transfers of \$1 million in FY 2010 and \$500,000 in FY 2011 in section 3 of House Bill No. 5 for the state building energy conservation program are void;

(b) the state energy conservation CAPITAL projects account in the department of environmental quality in the amount of \$750,000 per fiscal year AND IF THE TOTAL ALLOCATIONS OF THE FEDERAL FUNDS RECEIVED PURSUANT TO THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, PUBLIC LAW 111-5, TO THE DEPARTMENT OF ENVIRONMENTAL QUALITY IN [HOUSE BILL NO. 5] IS IN THE AMOUNT OF \$20 MILLION OR GREATER, then the transfers of \$10,400,000 in FY 2010 and \$2,957,000 in FY 2011 in section 3 of House Bill No. 5 for the energy conservation projects are void;

(c) the department of fish, wildlife, and parks for the access Montana program in the amount of ~~\$6~~ \$3 million, then the transfers in section 3 of

1 House Bill No. 5 to the fish, wildlife, and parks capital projects account for \$1 million in FY 2010 and \$1 million in FY 2011 are void.

2 ~~(2) Subject to subsection (4), if House Bill No. 5 is passed and approved and if the total allocations of the federal energy funds received pursuant~~
3 ~~to the American Recovery and Reinvestment Act of 2009, Public Law 111-5, to the department of environmental quality in House Bill No. 5 is in the amount~~
4 ~~of \$20 million or greater, then the transfer of general fund for energy conservation programs administered by the department of environmental quality in~~
5 ~~House Bill No. 5 is void.~~

6 ~~(3)(2)~~ Subject to subsection ~~(4)~~ (3), if House Bill No. 5 is passed and approved and if the total of the line item allocations of federal stabilization
7 funds in House Bill No. 5 for long range building is \$5.2 million, then the transfers of \$2.6 million in FY 2010 and \$2.6 million in FY 2011 in section 3 of
8 House Bill No. 5 for long-range building are void.

9 ~~(4)(3)~~ If the amount of a fund transfer described in subsection (1) or an allocation described in subsection (2) ~~or (3)~~ is for an amount less than
10 the amount specified in subsections (1) ~~through (3)~~ AND (2), then the corresponding transfer or allocation for that purpose contained in House Bill No. 5
11 is not void, but is reduced by the amount of the difference between the amount specified in subsections (1) ~~through (3)~~ AND (2) and the amount transferred
12 or allocated in [section ~~39~~ 51].

13

14 COORDINATION SECTION. Section 41. Coordination instruction. (1) Subject to subsection ~~(2)~~ (3), if House Bill No. 10 is passed and approved
15 and if [this act] contains:

16 (a) a line item transfer to replace the House Bill No. 10 transfers, then section 4 of House Bill No. 10 is void;

17 (b) an appropriation of ~~\$2~~ \$1 million in general fund to the department of administration for interoperability Montana, then the general fund
18 appropriation for that purpose in House Bill No. 10 is void;

19 (c) an appropriation of \$3.5 million in general fund to the department of administration for the enterprise system services center equipment, then
20 the general fund appropriation for that purpose in House Bill No. 10 is void;

21 ~~—— (d) an appropriation of \$500,000 in general fund to the department of public health and human services for the system for enforcement and recovery~~

1 of child support planning, then the general fund appropriation for that purpose in House Bill No. 10 is void.

2 (2) SUBJECT TO SUBSECTION (3), IF HOUSE BILL NO. 10 IS PASSED AND APPROVED AND IF [THIS ACT] DOES NOT CONTAIN A TRANSFER OF GENERAL FUND
3 OF \$1.5 MILLION FOR THE SECRETARY OF STATE FOR THE SOS INFORMATION MANAGEMENT SYSTEM, THEN THE APPROPRIATION FOR THAT PURPOSE IN HOUSE BILL
4 NO. 10 IS VOID.

5 ~~(2)(3)~~ If the amount of a fund transfer or an appropriation described in ~~subsection (1)~~ SUBSECTIONS (1) AND (2) is for an amount less than the amount
6 specified in ~~subsection (1)~~ SUBSECTIONS (1) AND (2), then the corresponding transfer or appropriation for that purpose contained in House Bill No. 10 is not
7 void, but is reduced by the amount of the difference between the amount specified in ~~subsection (1)~~ SUBSECTIONS (1) AND (2) and the amount transferred
8 or appropriated in [section ~~39~~ 51].

9
10 COORDINATION SECTION. Section 42. Coordination instruction. (1) Subject to subsection (2), if House Bill No. 13 is passed and approved
11 and if [this act] contains an appropriation for:

12 (a) personal services contingency in the amount of \$4 million, then the general fund appropriation for that purpose in House Bill No. 13 is void;

13 (b) labor/management training initiative in the amount of \$75,000, then the general fund appropriation for that purpose in House Bill No. 13 is void;

14 and

15 (c) the \$450 individual pay adjustments in the amount of \$3,065,451, then the general fund appropriation for that purpose in House Bill No. 13 is
16 void.

17 (2) If the amount of an appropriation described in subsection (1) is for an amount less than the amount specified in subsection (1), then the
18 corresponding appropriation for that purpose contained in House Bill No. 13 is not void, but is reduced by the amount of the difference between the amount
19 specified in subsection (1) and the amount appropriated in [section ~~39~~ 51].

20
21 COORDINATION SECTION. Section 43. Coordination instruction. (1) Subject to subsection (2), if House Bill No. 135 is passed and approved

1 and if [this act] contains a fund transfer for the Fort Belknap-Montana water rights compact in the amount of \$1 million, then the general fund transfer to
2 the Peoples Creek minimum flow account in House Bill No. 135 is void.

3 (2) If the amount of the fund transfer described in subsection (1) is for an amount less than the amount specified in subsection (1), then the
4 corresponding fund transfer for that purpose contained in House Bill No. 135 is not void, but is reduced by the amount of the difference between the amount
5 specified in subsection (1) and the amount transferred in [section ~~39~~ 51].
6

7 COORDINATION SECTION. **Section 44. Coordination instruction.** (1) Subject to subsection (2), if House Bill No. 161 is passed and approved
8 and if [this act] contains a fund transfer for the Blackfeet Tribe water rights compact in the amount of \$4 million, then the general fund transfer to the
9 Blackfeet Tribe water rights compact infrastructure account in House Bill No. 161 is void.

10 (2) If the amount of the fund transfer described in subsection (1) is for an amount less than the amount specified in subsection (1), then the
11 corresponding fund transfer for that purpose contained in House Bill No. 161 is not void, but is reduced by the amount of the difference between the amount
12 specified in subsection (1) and the amount transferred in [section ~~39~~ 51].
13

14 NEW SECTION. **Section 45. Codification instruction.** (1) [Sections 9 10 and 40 11] are intended to be codified as an integral part of Title 39,
15 chapter 51, part 21, and the provisions of Title 39, chapter 51, part 21, apply to [sections 9 10 and 40 11].

16 (2) [SECTION 14] IS INTENDED TO BE CODIFIED AS AN INTEGRAL PART OF TITLE 53, CHAPTER 6, PART 1, AND THE PROVISIONS OF TITLE 53, CHAPTER 6, PART
17 1, APPLY TO [SECTION 14].

18 (3) [SECTION 23] IS INTENDED TO BE CODIFIED AS AN INTEGRAL PART OF TITLE 17, CHAPTER 3, PART 1, AND THE PROVISIONS OF TITLE 17, CHAPTER 3, PART
19 1, APPLY TO [SECTION 23].

20 (4) [SECTIONS 25 AND 26] ARE INTENDED TO BE CODIFIED AS AN INTEGRAL PART OF TITLE 90, CHAPTER 1, PART 1, AND THE PROVISIONS OF TITLE 90, CHAPTER
21 1, PART 1, APPLY TO [SECTIONS 25 AND 26].

1

2 NEW SECTION. SECTION 46. CONTINGENT VOIDNESS. (1) IF THE FEDERAL GOVERNMENT REFUSES TO PARTICIPATE IN OR DENIES APPROVAL OF ANY STATE
3 PLAN AMENDMENT RELATED TO [SECTION 2] FOR MEDICAID PAYMENTS TO HOSPITALS, THEN [SECTION 2] IS VOID.

4 (2) THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES SHALL NOTIFY THE CODE COMMISSIONER OF THE OCCURRENCE OF ANY DETERMINATION MADE
5 PURSUANT TO SUBSECTION (1) AND THE DATE OF THE OCCURRENCE.

6

7 NEW SECTION. Section 47. Effective date. [This act] is effective on passage and approval.

8

9 NEW SECTION. Section 48. Retroactive applicability. ~~[Section 15] applies~~ [SECTIONS 16 AND 18] APPLY retroactively, within the meaning of
10 1-2-109, to February 17, 2009.

11

12 NEW SECTION. Section 49. Termination. ~~[Sections 1 through 7 and 11 through 20 6, 8, 12, 13, 15 THROUGH 22, AND 27 THROUGH 29]~~ terminate
13 June 30, 2011.

14

15 NEW SECTION. SECTION 50. APPROPRIATION CONTROL. AN APPROPRIATION ITEM IN [SECTION 51] THAT IS DESIGNATED "RESTRICTED" MAY BE USED
16 DURING THE BIENNIUM ONLY FOR THE PURPOSE DESIGNATED BY ITS TITLE AND AS PRESENTED TO THE LEGISLATURE.

17

18 NEW SECTION. Section 51. Appropriations -- fund transfers -- allocations. The following money is appropriated for the respective fiscal years.
19 Appropriations may be transferred among FY 2009, FY 2010, and FY 2011.

20

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
General	State Special	Federal Special	Propri- etary	Other	Total	General	State Special	Federal Special	Propri- etary	Other	Total
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
A. GENERAL GOVERNMENT											
GOVERNOR'S OFFICE (3101)											
1. Office of Budget and Program Planning (04)											
a. HB13 -- Personal Services Contingency											
4,000,000	0	0	0	0	4,000,000	0	0	0	0	0	0
b. HB 13 -- Labor/Management Training Initiative											
75,000	0	0	0	0	75,000	0	0	0	0	0	0
c. HB 13 -- \$450 One-Time Payment											
3,065,451	0	0	0	0	3,065,451	0	0	0	0	0	0
<hr/>											
Total											
7,140,451	0	0	0	0	7,140,451	0	0	0	0	0	0
DEPARTMENT OF ADMINISTRATION (6101)											
1. Director's Office (01)											
a. Teachers' Retirement System											
21,500,000	0	0	0	0	21,500,000	21,500,000	0	0	0	0	21,500,000

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>						
	State	Federal					State	Federal				
	General	Special	Special	<u>Propri-</u>			General	Special	Special	<u>Propri-</u>		
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	<u>0</u>					<u>0</u>	<u>0</u>					<u>0</u>
2	1.	Information Technology Services Division (07)										
3	a.	High-Performance Computing										
4	1,000,000	0	0	0	0	1,000,000	1,000,000	0	0	0	0	1,000,000
5	<hr/>											
6	Total											
7	22,500,000	0	0	0	0	22,500,000	22,500,000	0	0	0	0	22,500,000
8	<u>1,000,000</u>					<u>1,000,000</u>	<u>1,000,000</u>					<u>1,000,000</u>
9	DEPARTMENT OF COMMERCE (6501)											
10	1.	Business Resources Division (51)										
11	a.	Main Street Program										
12	125,000	0	0	0	0	125,000	125,000	0	0	0	0	125,000
13	b.	Worker Training										
14	0	0	3,997,361	0	0	3,997,361	0	0	3,997,361	0	0	3,997,361
15	c.	Tribal Economic Development										
16	0	0	798,496	0	0	798,496	0	0	798,496	0	0	798,496

<u>Fiscal 2010</u>							<u>Fiscal 2011</u>					
	General	State Special	Federal Special	Propri- etary	Other	Total	General	State Special	Federal Special	Propri- etary	Other	Total
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>				<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>			
1	d.	Distressed Wood Products Industry										
2	3,752,548	0	0	0	0	3,752,548	3,747,452	0	0	0	0	3,747,452
3	e.	Community Development Block Grant										
4	0	0	914,939	0	0	914,939	0	0	914,939	0	0	914,939
5	<u>F.</u>	<u>INDIAN COUNTRY ECONOMIC DEVELOPMENT</u>										
6	<u>1,500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,500,000</u>	<u>1,500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,500,000</u>
7	2.	Energy Promotion and Development Division (55)										
8	a.	Energy Promotion Division										
9	455,000	0	0	0	0	455,000	455,000	0	0	0	0	455,000
10	<u>B.</u>	<u>BIOMASS ENERGY STUDY</u>										
11	<u>500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
12	3.	Community Development Division (60)										
13	a.	TSEP Operations										
14	0	81,158	0	0	0	81,158	0	79,415	0	0	0	79,415
15	<u>B.</u>	<u>COUNTY PROJECTS</u>										
16	<u>5,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>5,000,000</u>	<u>5,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>5,000,000</u>

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
		State	Federal					State	Federal		
General	Special	Special	Propri-			General	Special	Special	Propri-		
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	<u>C.</u>	<u>MUNICIPAL PROJECTS</u>									
2	<u>5,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>5,000,000</u>	<u>5,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>5,000,000</u>
3	<u>D.</u>	<u>MONTANA AGRO-ENERGY INDUSTRIAL PARK (RESTRICTED)</u>									
4	<u>200,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>200,000</u>	<u>200,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>200,000</u>
5	4.	Housing Division (74)									
6	a.	Tax Credit Assistance Program									
7	0	0	3,909,180	0	0	3,909,180	0	0	3,909,180	0	3,909,180
8	b.	Housing Credit Exchange									
9	0	0	15,389,250	0	0	15,389,250	0	0	15,389,250	0	15,389,250
10	5.	Director's Office/Management Services Division (81)									
11	a.	Broadband Matching Grants									
12	2,500,871	0	0	0	0	2,500,871	2,499,129	0	0	0	2,499,129
13	b.	School Facilities Program Administration and Grants									
14	0	21,502,800	0	0	0	21,502,800	0	21,497,200	0	0	21,497,200
15		<u>13,536,800</u>				<u>13,536,800</u>					
16	<u>C.</u>	<u>HISTORIC PRESERVATION COMPETITIVE GRANTS</u>									

	<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
	General	State	Federal	<u>Propri-</u>	<u>etary</u>	<u>Other</u>	General	State	Federal	<u>Propri-</u>	<u>etary</u>	<u>Other</u>
	<u>Fund</u>	<u>Special</u>	<u>Special</u>				<u>Fund</u>	<u>Special</u>	<u>Special</u>			
		<u>Revenue</u>	<u>Revenue</u>			<u>Total</u>		<u>Revenue</u>	<u>Revenue</u>			<u>Total</u>
1	<u>1,500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,500,000</u>	<u>1,500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,500,000</u>
2	<u>D.</u>	<u>HUNTLEY PROJECT SCHOOL</u>										
3	<u>0</u>	<u>3,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>3,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
4	<u>E.</u>	<u>BROWNING SCHOOL</u>										
5	<u>0</u>	<u>500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
6	<u>F.</u>	<u>BROCKTON SCHOOL</u>										
7	<u>0</u>	<u>500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>500,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
8	<u>G.</u>	<u>CONRAD SCHOOL</u>										
9	<u>0</u>	<u>626,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>626,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
10	<u>H.</u>	<u>MONTANA LEARNING CENTER</u>										
11	<u>0</u>	<u>100,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>100,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
12	<u>I.</u>	<u>BLUE CREEK SCHOOL</u>										
13	<u>0</u>	<u>1,240,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,240,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
14	<u>J.</u>	<u>VIRTUAL HIGH SCHOOL</u>										
15	<u>0</u>	<u>2,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>2,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
16												

Fiscal 2010						Fiscal 2011						
State		Federal				State		Federal				
General	Special	Special	Propri-			General	Special	Special	Propri-			
Fund	Revenue	Revenue	etary	Other	Total	Fund	Revenue	Revenue	etary	Other	Total	
1	Total											
2	6,833,419	21,583,958	25,009,226	0	0	53,426,603	6,826,581	21,576,615	25,009,226	0	0	53,412,422
3	20,533,419				67,126,603	20,026,581						66,612,422
4	The line item for Worker Training is to provide training funds for businesses to train and educate both new and existing employees, which will result in the retention and creation of											
5	high-wage and high-skilled jobs that will increase the earning potential and employment opportunities for Montana employees and enhance the state's economy. THE LINE ITEM FOR WORKER											
6	TRAINING IS INTENDED TO BE IMPLEMENTED USING A FRAMEWORK SIMILAR TO THAT ESTABLISHED UNDER THE PRIMARY SECTOR BUSINESS WORKFORCE TRAINING ACT, PROVIDED FOR IN TITLE 39, CHAPTER											
7	11, EXCEPT THAT THE WORKER TRAINING APPROPRIATION LINE ITEM IS TO BE USED TO TRAIN AND EDUCATE BOTH NEW AND EXISTING EMPLOYEES.											
8	MONTANA AGRO-ENERGY INDUSTRIAL PARK IS RESTRICTED TO GRANT FUNDING FOR THE DEVELOPMENT OF THE MONTANA AGRO-ENERGY INDUSTRIAL PARK.											
9	The line item appropriation for Broadband Matching Grants may be used to develop a statewide strategic plan and administer a competitive grant program to: provide access to											
10	broadband service to consumers residing in unserved and underserved areas; provide broadband education, awareness, training, access, equipment, and support to organizations, such as											
11	schools, libraries, and healthcare providers; improve access to and the use of broadband service by public safety agencies; and stimulate the demand for broadband, economic growth, and											
12	job creation. The state intends to prioritize the expenditure of money on state matching funds necessary to compete for federal grants under Title VI of the American Recovery and Reinvestment											
13	Act for broadband service. The state matching funds may be used for applications for federal grant money made by either the state for the provision of improved connectivity for rural and											
14	underserved populations in Montana or by local entities, including public school districts.											
15	The line item appropriation for the School Facilities Program Administration and Grants is to be used in the same manner as provided in section 10 of HB 152.											
16	THE ITEM FOR HISTORIC PRESERVATION COMPETITIVE GRANTS IS FOR THE AWARDING OF GRANTS TO PUBLIC OR PRIVATE ENTITIES FOR THE PRESERVATION OF HISTORIC SITES WITHIN THE STATE											

Fiscal 2010						Fiscal 2011					
General	State	Federal				General	State	Federal			
	Special	Special	Propri-				Special	Special	Propri-		
Fund	Revenue	Revenue	etary	Other	Total	Fund	Revenue	Revenue	etary	Other	Total

1 OF MONTANA BASED ON A COMPETITIVE CRITERIA CREATED BY THE DEPARTMENT, AS GUIDED BY THE LEGISLATURE, THAT MAY INCLUDE:

2 (1) THE DEGREE OF ECONOMIC STIMULUS OR ECONOMIC ACTIVITY, INCLUDING JOB CREATION AND WORK CREATION FOR MONTANA CONTRACTORS AND SERVICE WORKERS;

3 (2) THE TIMING OF THE PROJECT, INCLUDING THE ACCESS TO MATCHING FUNDS IF NEEDED AND APPROVAL OF PERMITS SO THE WORK CAN BE COMPLETED WITHOUT DELAY;

4 (3) THE HISTORIC OR HERITAGE VALUE RELATED TO THE STATE OF MONTANA;

5 (4) THE SUCCESSFUL TRACK RECORD OR EXPERIENCE OF THE ORGANIZATION DIRECTING THE PROJECT; AND

6 (5) THE EXPECTED ONGOING ECONOMIC BENEFIT TO THE STATE AS A RESULT OF THE PROJECT COMPLETION.

7 THE AMOUNT OF \$50,000 OF THE LINE ITEM FOR HISTORIC PRESERVATION COMPETITIVE GRANTS MUST BE USED FOR THE RESTORATION AND PRESERVATION OF THE HISTORIC DALY MANSION.

8 THE AMOUNT OF \$40,000 OF THE LINE ITEM FOR HISTORIC PRESERVATION COMPETITIVE GRANTS MUST BE ALLOCATED TO THE HISTORIC ST. MARY'S MISSION MAINTENANCE AND RESTORATION

9 PROJECT.

10 THE AMOUNT OF \$180,000 OF THE LINE ITEM FOR HISTORIC PRESERVATION COMPETITIVE GRANTS MUST BE USED FOR THE RESTORATION AND PRESERVATION OF THE TRAVELERS' REST HISTORIC

11 SITE.

12 HUNTLEY PROJECT SCHOOL IS TO BE USED TO CONSTRUCT A NEW SCHOOL BUILDING SINCE A FIRE DESTROYED THE FORMER SCHOOL.

13 BROWNING SCHOOL IS TO BE USED TO COMPLETE THE UNFINISHED SCHOOL BUILDING.

14 BROCKTON SCHOOL IS TO BE USED TO REPLACE THE FIRE SYSTEM, REMODEL THE BUILDING, OR FOR THE SEWER EXCHANGE.

15 CONRAD SCHOOL IS TO BE USED TO REPLACE THE BOILER SYSTEM IN THE SCHOOL.

16 MONTANA LEARNING CENTER IS TO BE USED FOR UPGRADES AND RETROFITTING THE BUILDING.

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
General	State Special	Federal Special	Propri- etary	Other	Total	General	State Special	Federal Special	Propri- etary	Other	Total
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	<u>BLUE CREEK SCHOOL IS TO BE USED FOR CONSTRUCTION.</u>										
2	DEPARTMENT OF LABOR AND INDUSTRY (6602)										
3	1.	Workforce Services Division (01)									
4	a.	Workforce Investment Act -- Adult									
5	0	0	1,246,876	0	0	1,246,876	0	0	0	0	0
6	b.	Workforce Investment Act -- Youth									
7	0	0	2,947,501	0	0	2,947,501	0	0	0	0	0
8	c.	Workforce Investment Act -- Dislocated Workers									
9	0	0	1,728,008	0	0	1,728,008	0	0	0	0	0
10	d.	Employment Services									
11	0	0	1,104,669	0	0	1,104,669	0	0	0	0	0
12	e.	Community Service Employment for Older Americans									
13	0	0	147,000	0	0	147,000	0	0	0	0	0
14	f.	Temporary Extension of TAA									
15	0	0	1,202,742	0	0	1,202,742	0	0	400,914	0	400,914
16	g.	Reemployment Services to Benefit UI Claimants									

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>						
	General	State	Federal				General	State	Federal			
		Special	Special	<u>Propri-</u>				Special	Special	<u>Propri-</u>		
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	0	0	1,380,835	0	0	1,380,835	0	0	460,279	0	0	460,279
2	2.	Unemployment Insurance Division (02)										
3	a.	Extend Emergency Unemployment Compensation Program										
4	0	0	1,968,103	0	0	1,968,103	0	0	0	0	0	0
5	b.	Temporary Extension of TAA										
6	0	0	113,242	0	0	113,242	0	0	73,585	0	0	73,585
7	c.	Increase in Unemployment Compensation Program										
8	0	0	190,628	0	0	190,628	0	0	0	0	0	0
9	d.	Special Transfer for Unemployment Compensation Modernization										
10	0	0	340,271	0	0	340,271	0	0	154,748	0	0	154,748
11	e.	Special Transfer in Federal FY 2009 for Administration										
12	0	0	834,416	0	0	834,416	0	0	560,280	0	0	560,280
13	3.	Office of Community Service (07)										
14	a.	AmeriCorps Grant										
15	0	0	500,000	0	0	500,000	0	0	0	0	0	0
16												

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>						
	State	Federal					State	Federal				
General	Special	Special	<u>Propri-</u>			General	Special	Special	<u>Propri-</u>			
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	
1	Total											
2	0	0	13,704,291	0	0	13,704,291	0	0	1,649,806	0	0	1,649,806
3	DEPARTMENT OF MILITARY AFFAIRS (6701)											
4	1.	Army National Guard Program (12)										
5	a.	Culbertson Armory -- Female Latrines Allocation										
6	0	0	225,900	0	0	225,900	0	0	0	0	0	0
7	b.	Malta Armory -- Female Latrines Allocation										
8	0	0	225,900	0	0	225,900	0	0	0	0	0	0
9	c.	Fort Harrison -- Helicopter Dip Site Allocation										
10	0	0	279,268	0	0	279,268	0	0	0	0	0	0
11	d.	Statewide Armories -- Vault Modifications Allocation										
12	0	0	500,000	0	0	500,000	0	0	0	0	0	0
13	e.	Billings -- Water Recycler										
14	0	0	18,500	0	0	18,500	0	0	0	0	0	0
15	f.	Fort Harrison Building 412 Mechanical System										
16	0	0	30,000	0	0	30,000	0	0	0	0	0	0

	<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
	State		Federal				State		Federal			
	General	Special	Special	Propri-			General	Special	Special	Propri-		
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
2	Total											
3	0	0	1,279,568	0	0	1,279,568	0	0	0	0	0	0
4	There is allocated \$225,900 federal stimulus to the Army National Guard Program for the Culbertson Armory – Female Latrines project, which has been approved by the national guard											
5	bureau.											
6	There is allocated \$225,900 federal stimulus funds to the Army National Guard Program for the Malta Armory – Female Latrines project, which has been approved by the national											
7	guard bureau.											
8	There is allocated \$500,000 federal stimulus to the Army National Guard Program for the Statewide Armories -- Vault Modifications project, which has been approved by the national											
9	guard bureau.											
10	There is allocated \$279,268 federal stimulus funds to the Army National Guard Program for the Fort Harrison – Helicopter Dip Site project, which has been approved by the national											
11	guard bureau.											
12	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
13	TOTAL SECTION A											
14	36,473,870	21,583,958	39,993,085	0	0	98,050,913	29,326,581	21,576,615	26,659,032	0	0	77,562,228
15	<u>28,673,870</u>					<u>90,250,913</u>	<u>21,026,581</u>					<u>69,262,228</u>
16												

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
General	State Special	Federal Special	Propri- etary	Other	Total	General	State Special	Federal Special	Propri- etary	Other	Total
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
B. HEALTH AND HUMAN SERVICES											
1											
2	DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES (6901)										
3	1. Human and Community Services Division (02)										
4	a. Child Care Development Block Grant -- FY 2009										
5	0	0	718,736	0	0	718,736	0	0	0	0	0
6	b. Child Care Development Block Grant -- FY 2010-11										
7	0	0	2,873,503	0	0	2,873,503	0	0	2,155,127	0	2,155,127
8	c. Community Services Block Grant -- FY 2009										
9	0	0	1,692,000	0	0	1,692,000	0	0	0	0	0
10	d. Community Services Block Grant -- FY 2010-11										
11	0	0	2,256,000	0	0	2,256,000	0	0	564,000	0	564,000
12	e. TANF Emergency Funds -- FY 2009										
13	0	0	1,765,870	0	0	1,765,870	0	0	0	0	0
14	f. TANF Emergency Funds -- FY 2010-11										
15	0	0	2,185,332	0	0	2,185,332	0	0	1,638,999	0	1,638,999
16	g. SNAP -- Food Stamps -- FY 2009										

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
	State	Federal					State	Federal			
General	Special	Special	<u>Propri-</u>			General	Special	Special	<u>Propri-</u>		
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	0	0	5,983,625	0	0	5,983,625	0	0	0	0	0
2	h.	SNAP -- Food Stamps -- FY 2010-11									
3	0	0	21,503,078	0	0	21,503,078	0	0	21,415,578	0	21,415,578
4	i.	Food Distribution on Reservations -- FY 2009									
5	0	0	69,300	0	0	69,300	0	0	0	0	0
6	j.	Food Distribution on Reservations -- FY 2010-11									
7	0	0	77,000	0	0	77,000	0	0	7,700	0	7,700
8	k.	Emergency Food Assistance -- FY 2009									
9	0	0	32,750	0	0	32,750	0	0	0	0	0
10	l.	Emergency Food Assistance -- FY 2010-11									
11	0	0	43,667	0	0	43,667	0	0	10,916	0	10,916
12	m.	Weatherization -- FY 2009									
13	0	0	3,382,460	0	0	3,382,460	0	0	0	0	0
14	n.	Weatherization -- FY 2010-11									
15	0	0	13,529,841	0	0	13,529,841	0	0	10,147,380	0	10,147,380
16	o.	Homeless Prevention/Emergency Food & Shelter -- FY 2009									

<u>Fiscal 2010</u>							<u>Fiscal 2011</u>					
	State	Federal					State	Federal				
General	Special	Special	Propri-				General	Special	Special	Propri-		
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>		<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	0	0	187,500	0	0	187,500	0	0	0	0	0	0
2	p.	Homeless Prevention/Emergency Food & Shelter -- FY 2010-11										
3	0	0	1,875,000	0	0	1,875,000	0	0	1,687,500	0	0	1,687,500
4	Q.	<u>FOOD FOR FOOD BANKS (RESTRICTED)</u>										
5	<u>250,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>250,000</u>	<u>250,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>250,000</u>
6	R.	<u>HOMELESS PREVENTION/EMERGENCY FOOD & SHELTER -- GENERAL FUND (RESTRICTED)</u>										
7	<u>750,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>750,000</u>	<u>750,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>750,000</u>
8	2.	Director's Office (04)										
9	a.	VISTA -- FY 2010-11										
10	0	0	50,000	0	0	50,000	0	0	50,000	0	0	50,000
11	B.	<u>PROVIDER RATE INCREASE (RESTRICTED)</u>										
12	<u>2,000,000</u>	<u>8,527</u>	<u>3,588,062</u>	<u>0</u>	<u>0</u>	<u>5,596,589</u>	<u>2,000,000</u>	<u>7,980</u>	<u>3,118,487</u>	<u>0</u>	<u>0</u>	<u>5,126,467</u>
13	3.	Child Support Enforcement Division (05)										
14	a.	CSED -- Temporarily Restore Federal Matching Funds -- FY 2009										
15	0	0	1,646,914	0	0	1,646,914	0	0	0	0	0	0
16	b.	CSED -- Temporarily Restore Federal Matching Funds -- FY 2010-11										

<u>Fiscal 2010</u>							<u>Fiscal 2011</u>					
		State	Federal					State	Federal			
	General	Special	Special	<u>Propri-</u>			General	Special	Special	<u>Propri-</u>		
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	0	0	2,040,176	0	0	2,040,176	0	0	619,235	0	0	619,235
2	4.	Public Health and Safety Division (07)										
3	a.	WIC -- FY 2010-11										
4	0	0	783,000	0	0	783,000	0	0	700,000	0	0	700,000
5	b.	County Health Grants -- Asbestos -- FY 2010-11										
6	0	0	1,000,000	0	0	1,000,000	0	0	1,000,000	0	0	1,000,000
7	c.	Prevention and Wellness Fund -- FY 2010-11										
8	0	0	2,100,000	0	0	2,100,000	0	0	2,100,000	0	0	2,100,000
9	5.	Operations and Technology Division (09)										
10	a.	Health Information Technology -- FY 2010-11										
11	375,000	0	0	0	0	375,000	375,000	0	0	0	0	375,000
12	6.	Disability Services Division (10)										
13	a.	IDEA -- Infants and Families -- FY 2010-11										
14	0	0	1,069,921	0	0	1,069,921	0	0	1,069,922	0	0	1,069,922
15	b.	Vocational Rehabilitation State Grants -- FY 2010-11										
16	0	0	1,315,737	0	0	1,315,737	0	0	1,000,000	0	0	1,000,000

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
General	State Special	Federal Special	Propri- etary	Other	Total	General	State Special	Federal Special	Propri- etary	Other	Total
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1		<u>1,265,733</u>			<u>1,265,733</u>			<u>949,981</u>			<u>949,981</u>
2	<u>C.</u>	<u>TRANSITIONS COORDINATOR (RESTRICTED)</u>									
3	<u>0</u>	<u>0</u>	<u>50,004</u>	<u>0</u>	<u>0</u>	<u>50,004</u>	<u>0</u>	<u>0</u>	<u>50,019</u>	<u>0</u>	<u>50,019</u>
4	7.	Health Resources Division (11)									
5	a.	FMAP -- FY 2009									
6		0	0	53,000,000	0	0	53,000,000	0	0	0	0
7			<u>54,000,000</u>			<u>54,000,000</u>					
8	b.	FMAP -- FY 2010-11									
9		0	0	75,000,000	0	0	75,000,000	0	0	0	0
10			<u>78,000,000</u>			<u>78,000,000</u>			<u>31,000,000</u>		<u>31,000,000</u>
11	c.	Medicaid Caseload -- FY 2010-11									
12		25,000,000	0	84,361,329	0	0	109,361,329	35,000,000	0	118,105,861	0
13	<u>D.</u>	<u>SUSTAIN SYSTEM OF CARE AND KIDS MANAGEMENT AUTHORITIES (RESTRICTED)</u>									
14		<u>333,500</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>333,500</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>333,500</u>
15	<u>E.</u>	<u>INDIAN PROPERTY EXCLUSION IN MEDICAID DETERMINATION</u>									
16		<u>231,764</u>	<u>0</u>	<u>751,536</u>	<u>0</u>	<u>0</u>	<u>983,300</u>	<u>310,188</u>	<u>0</u>	<u>732,110</u>	<u>0</u>

Fiscal 2010						Fiscal 2011						
	State	Federal					State	Federal				
	General	Special	Special	Propri-			General	Special	Special	Propri-		
	Fund	Revenue	Revenue	etary	Other	Total	Fund	Revenue	Revenue	etary	Other	Total
1	F.	TRANSITIONAL MEDICAID										
2	196,432	0	636,968	0	0	833,400	248,020	0	585,380	0	0	833,400
3	8.	Senior and Long-Term Care Division (22)										
4	a.	Aging Services Programs -- FY 2010-11										
5	0	0	250,000	0	0	250,000	0	0	250,000	0	0	250,000
6	B.	NONMEDICAID COMMUNITY AGING SERVICES (RESTRICTED)										
7	1,500,000	0	0	0	0	1,500,000	1,500,000	0	0	0	0	1,500,000
8	9.	ADDICTIVE AND MENTAL DISORDERS DIVISION (33)										
9	A.	MENTAL HEALTH CRISIS DIVERSION PILOT PROGRAM (RESTRICTED)										
10	2,000,000	0	0	0	0	2,000,000	2,000,000	0	0	0	0	2,000,000
11												
12	Total											
13	25,375,000	0	280,792,739	0	0	306,167,739	35,375,000	0	189,522,218	0	0	224,897,218
14	32,636,696	8,527	289,769,305			322,414,528	42,766,708	7,980	197,958,195			240,732,883
15	The total collections of enhanced FMAP include the \$155 million contained in FMAP -- FY 2009 and FMAP -- FY 2010-11 plus an increase in revenue of \$3 million due to the enhanced											
16	FMAP effect on the institutional reimbursement general fund revenue.											

Fiscal 2010						Fiscal 2011					
General	State Special	Federal Special	Propri- etary	Other	Total	General	State Special	Federal Special	Propri- etary	Other	Total
Fund	Revenue	Revenue	etary	Other	Total	Fund	Revenue	Revenue	etary	Other	Total

The House Bill No. 2 base general fund appropriations for the Human and Community Services Division for benefits are reduced by \$668,397 in FY 2010 and \$1,375,485 in FY 2011.

THE LESSER OF \$668,397 OR ACTUAL TOTAL FISCAL YEAR 2010 EXPENDITURES FROM HUMAN AND COMMUNITY SERVICES DIVISION, CHILD CARE DEVELOPMENT BLOCK GRANT -- FY 2010-11 MAY BE INCLUDED IN THE BASE BUDGET FOR THE PURPOSES OF 17-7-111 FOR THE 2013 BIENNIUM BUDGET IN ACCORDANCE WITH [SECTION 5]. THESE EXPENDITURES MAY BE FUNDED WITH GENERAL FUND IN THE PRESENT LAW BASE FOR THE 2013 BIENNIUM EXECUTIVE BUDGET IN ACCORDANCE WITH [SECTION 5].

HOMELESS PREVENTION/EMERGENCY FOOD & SHELTER -- GENERAL FUND MAY BE USED BY THE HUMAN AND COMMUNITY SERVICES DIVISION ONLY TO ALLOW HUMAN RESOURCE DEVELOPMENT COUNCILS TO ASSIST SHELTERS THROUGHOUT THE STATE IN THE FOUR COMPONENTS IDENTIFIED FOR SHELTERS IN THE FEDERAL GRANT:

(1) ESSENTIAL SERVICES TO HOMELESS FAMILIES;

(2) ONE-TIME PAYMENTS FOR HOMELESS PREVENTION SERVICES;

(3) MAINTENANCE FUNDING IN SUPPORT OF EXISTING EMERGENCY SHELTERS AND DOMESTIC VIOLENCE FACILITIES THAT PROVIDE SHELTER, FOOD, AND INDIVIDUAL SUPPORT SERVICES; AND

(4) REHABILITATION OR CONVERSION OF BUILDINGS FOR HOMELESS SHELTERS.

PROVIDER RATE INCREASE MAY BE USED ONLY TO FUND A PROVIDER RATE INCREASE. FUNDS MAY BE ALLOCATED AMONG PROGRAMS.

~~The House Bill No. 2 base general fund appropriations for the Child Support Enforcement Division are reduced by \$2,040,176 in FY 2010 and \$619,235 in FY 2011.~~

TOTAL FISCAL YEAR 2010 EXPENDITURES FROM CSED -- TEMPORARILY RESTORE FEDERAL MATCHING FUNDS -- FY 2010-11 MAY BE INCLUDED IN THE BASE BUDGET FOR THE PURPOSES OF 17-7-111 FOR THE 2013 BIENNIUM BUDGET IN ACCORDANCE WITH [SECTION 5]. THESE EXPENDITURES MAY BE FUNDED WITH GENERAL FUND IN THE PRESENT LAW BASE FOR THE 2013 BIENNIUM EXECUTIVE BUDGET IN ACCORDANCE WITH [SECTION 5].

FUNDING FOR TRANSITIONS COORDINATOR MAY ONLY BE EXPENDED BY THE DISABILITY SERVICES DIVISION FOR A TRANSITIONS COORDINATOR.

Fiscal 2010						Fiscal 2011					
State	Federal					State	Federal				
General	Special	Special	Propri-			General	Special	Special	Propri-		
Fund	Revenue	Revenue	etary	Other	Total	Fund	Revenue	Revenue	etary	Other	Total
The House Bill No. 2 base general fund appropriations for the Health Resources Division for benefits are reduced by \$75 <u>\$71</u> million in FY 2010 and \$27 <u>\$26</u> million in FY 2011. The agency may redistribute funding between programs to realign funding sources for medicaid <u>AND TITLE IV-E FUNDING</u> .											
<u>TOTAL FISCAL YEAR 2010 EXPENDITURES FROM FMAP -- FY 2010-11 MAY BE INCLUDED IN THE BASE BUDGET FOR THE PURPOSES OF 17-7-111 FOR THE 2013 BIENNIUM BUDGET IN ACCORDANCE WITH [SECTION 5]. THESE EXPENDITURES MAY BE FUNDED WITH GENERAL FUND IN THE PRESENT LAW BASE FOR THE 2013 BIENNIUM EXECUTIVE BUDGET IN ACCORDANCE WITH [SECTION 5].</u>											
<u>THE TOTAL COLLECTIONS OF ENHANCED FMAP INCLUDE \$146 MILLION THAT REDUCES STATE GENERAL FUND EXPENDITURES, \$14 MILLION OF ADDITIONAL GENERAL FUND REVENUE FROM INSTITUTIONAL REIMBURSEMENTS AND THE HOSPITAL UTILIZATION FEE, AND \$3 MILLION OF ADDITIONAL FEDERAL EXPENDITURES FOR SCHOOLS WHICH DOES NOT IMPACT GENERAL FUND.</u>											
<u>MEDICAID CASELOAD IS RESTRICTED TO TRANSFERS TO A STATE SPECIAL REVENUE ACCOUNT OF FUNDS ELIGIBLE FOR RESERVE UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, PUBLIC LAW 111-5, TITLE V, SECTION 5001.</u>											
<u>MEDICAID CASELOAD -- FY2010-11 MAY BE USED ONLY TO PAY MEDICAID BENEFITS ABOVE THE LEVEL APPROPRIATED IN HOUSE BILL NO. 2 EXCLUDING THE HEALTHY MONTANA KIDS PROGRAM.</u>											
<u>UP TO \$1 MILLION OF GENERAL FUND AND \$1 MILLION OF FEDERAL FUNDS MAY BE USED FOR ADMINISTRATION DIRECTLY ATTRIBUTABLE TO THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, PUBLIC LAW 111-5, OR TO MEDICAID BENEFITS.</u>											
<u>MENTAL HEALTH CRISIS DIVERSION PILOT PROGRAM IS CONTINGENT UPON PASSAGE AND APPROVAL OF HOUSE BILL NO. 130, HOUSE BILL NO. 131, AND HOUSE BILL NO. 132 AND MAY BE USED ONLY TO IMPLEMENT THOSE BILLS.</u>											
TOTAL SECTION B											
25,375,000	0	280,792,739	0	0	306,167,739	35,375,000	0	189,522,218	0	0	224,897,218

	<u>Fiscal 2010</u>					<u>Fiscal 2011</u>					
	General	State Special	Federal Special	Propri- etary	Other	General	State Special	Federal Special	Propri- etary	Other	
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Total</u>	
1	<u>32,636,696</u>	<u>8,527</u>	<u>289,769,305</u>		<u>322,414,528</u>	<u>42,766,708</u>	<u>7,980</u>	<u>197,958,195</u>		<u>240,732,883</u>	
2											

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>						
State		Federal				State		Federal				
General	Special	Special	<u>Propri-</u>			General	Special	Special	<u>Propri-</u>			
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	
1	C. NATURAL RESOURCES AND TRANSPORTATION											
2	DEPARTMENT OF ENVIRONMENTAL QUALITY (5301)											
3	1.	Planning, Prevention, and Assistance Division (20)										
4	a.	State Energy Programs										
5	0	0	5,509,281	0	0	5,509,281	0	0	3,202,719	0	0	3,202,719
6	b.	Energy Efficiency Block Grant										
7	0	0	7,253,289	0	0	7,253,289	0	0	323,711	0	0	323,711
8	c.	Drinking Water SRF -- Administration										
9	0	0	388,673	0	0	388,673	0	0	313,400	0	0	313,400
10	d.	Clean Water SRF -- Administration										
11	0	0	382,034	0	0	382,034	0	0	307,828	0	0	307,828
12	e.	Water Quality Grant										
13	0	0	193,886	0	0	193,886	0	0	0	0	0	0
14	f.	Diesel Emissions Reduction Act (DERA) Grant										
15	0	0	1,033,287	0	0	1,033,287	0	0	666,713	0	0	666,713
16	2.	Enforcement Division (30)										

<u>Fiscal 2010</u>							<u>Fiscal 2011</u>					
	State	Federal					State	Federal				
General	Special	Special	<u>Propri-</u>				General	Special	Special	<u>Propri-</u>		
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>		<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	a.	Enforcement Division Administration -- Federal Stimulus										
2	32,481	0	0	0	0	32,481	66,873	0	0	0	0	66,873
3	3.	Remediation Division (40)										
4	a.	Leaking Underground Storage Tanks										
5	0	0	1,075,491	0	0	1,075,491	0	0	924,509	0	0	924,509
6	4.	Permitting and Compliance Division (50)										
7	a.	Drinking Water SRF -- Administration										
8	0	0	607,297	0	0	607,297	0	0	535,057	0	0	535,057
9	b.	Permitting and Compliance Division Administration -- Federal Stimulus										
10	359,794	0	0	0	0	359,794	367,918	0	0	0	0	367,918
11	c.	Permitting and Compliance Division Administration -- FY 2009										
12	101,500	0	0	0	0	101,500	0	0	0	0	0	0
13	<hr/>											
14	Total											
15	493,775	0	16,443,238	0	0	16,937,013	434,791	0	6,273,937	0	0	6,708,728
16	DEPARTMENT OF TRANSPORTATION (5401)											

<u>Fiscal 2010</u>							<u>Fiscal 2011</u>						
		State	Federal						State	Federal			
		General	Special	Special	<u>Propri-</u>		General	Special	Special	<u>Propri-</u>			
		<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	1.	Construction Program (02)											
2	a.	Highway Funding											
3		0	0	132,000,000	0	0	132,000,000	0	0	88,000,000	0	0	88,000,000
4	2.	Transportation Planning Division (50)											
5	a.	Transit Formula Funding											
6		0	0	9,367,026	0	0	9,367,026	0	0	6,244,684	0	0	6,244,684
7	<hr/>												
8	Total												
9		0	0	141,367,026	0	0	141,367,026	0	0	94,244,684	0	0	94,244,684
10	DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (5706)												
11	1.	Centralized Services Division (21)											
12	a.	Drinking Water -- SRF											
13		0	0	75,140	0	0	75,140	0	0	75,712	0	0	75,712
14	2.	Conservation and Resource Development Division (23)											
15	a.	Drinking Water -- SRF											
16		0	0	10,530,000	0	0	10,530,000	0	0	0	0	0	0

<u>Fiscal 2010</u>							<u>Fiscal 2011</u>					
	State	Federal					State	Federal				
	General	Special	Special	Propri-			General	Special	Special	Propri-		
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	b.	Clean Water -- SRF										
2	0	0	10,385,146	0	0	10,385,146	0	0	20,000	0	0	20,000
3	c.	Water Project Administration										
4	230,000	0	0	0	0	230,000	230,000	0	0	0	0	230,000
5	<u>D.</u>	<u>FLOOD DAMAGE MITIGATION ASSISTANCE PROGRAM</u>										
6	<u>1,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,000,000</u>	<u>1,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,000,000</u>
7	3.	Reserved Water Rights Compact Commission (25)										
8	a.	Blackfeet Water Compact (transfer)										
9	4,000,000	0	0	0	0	4,000,000	0	0	0	0	0	0
10	b.	Fort Belknap Water Compact (transfer)										
11	1,000,000	0	0	0	0	1,000,000	0	0	0	0	0	0
12	4.	Forestry and Trust Lands (35)										
13	a.	USFS State and Private Forestry Assistance										
14	0	0	2,500,000	0	0	2,500,000	0	0	2,500,000	0	0	2,500,000
15	<hr/>											
16	Total											

	<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
	State	Federal					State	Federal				
	General	Special	Special	Propri-			General	Special	Special	Propri-		
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	5,230,000	0	23,490,286	0	0	28,720,286	230,000	0	2,595,712	0	0	2,825,712
2	<u>6,230,000</u>					<u>29,720,286</u>	<u>1,230,000</u>					<u>3,825,712</u>
3	DEPARTMENT OF AGRICULTURE (6204)											
4	1. Agricultural Sciences Division (30)											
5	a. Invasive Species											
6	333,500	0	0	0	0	333,500	333,500	0	0	0	0	333,500
7	<u>0</u>					<u>0</u>	<u>0</u>					<u>0</u>
8												
9	Total											
10	333,500	0	0	0	0	333,500	333,500	0	0	0	0	333,500
11	<u>0</u>					<u>0</u>	<u>0</u>					<u>0</u>
12												
13	TOTAL SECTION C											
14	6,057,275	0	181,300,550	0	0	187,357,825	998,291	0	103,114,333	0	0	104,112,624
15	<u>6,723,775</u>					<u>188,024,325</u>	<u>1,664,791</u>					<u>104,779,124</u>
16												

Fiscal 2010						Fiscal 2011					
General	State	Federal				General	State	Federal			
Fund	Special	Special	Propri-			Fund	Special	Special	Propri-		
	Revenue	Revenue	etary	Other	Total		Revenue	Revenue	etary	Other	Total
D. JUDICIAL BRANCH, LAW ENFORCEMENT, JUSTICE											
JUDICIARY (2110)											
1. SUPREME COURT OPERATIONS (01)											
A. SELF-HELP LAW PROGRAM											
247,500	0	0	0	0	247,500	247,500	0	0	0	0	247,500
Total											
247,500	0	0	0	0	247,500	247,500	0	0	0	0	247,500
CRIME CONTROL DIVISION (4107)											
1. Justice System Support Service (01)											
a. Byrne/JAG Grant											
0	0	3,165,819	0	0	3,165,819	0	0	0	0	0	0
b. Crime Victims Assistance Grant											
0	0	564,000	0	0	564,000	0	0	0	0	0	0
c. Violence Against Women Grant											
0	0	916,955	0	0	916,955	0	0	0	0	0	0

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
General	State	Federal				General	State	Federal			
<u>Fund</u>	<u>Special</u>	<u>Special</u>	<u>Propri-</u>			<u>Fund</u>	<u>Special</u>	<u>Special</u>	<u>Propri-</u>		
	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>		<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1											
2	Total										
3	0	0	4,646,774	0	0	4,646,774	0	0	0	0	0
4	DEPARTMENT OF JUSTICE (4110)										
5	1. Motor Vehicle Division (12)										
6	a. License Plate Reissue										
7	321,250	0	0	0	0	321,250	0	0	0	0	0
8	<u>0</u>					<u>0</u>					
9	<u>1. LEGAL SERVICES DIVISION (01)</u>										
10	<u>A. CRIME VICTIMS COMPENSATION GRANT</u>										
11	<u>0</u>	<u>0</u>	<u>90,582</u>	<u>0</u>	<u>0</u>	<u>90,582</u>	<u>0</u>	<u>0</u>	<u>90,582</u>	<u>0</u>	<u>90,582</u>
12	2. Division of Criminal Investigation (18)										
13	a. Meth Watch										
14	500,000	0	0	0	0	500,000	0	0	0	0	0
15	<u>0</u>					<u>0</u>					
16	a. Internet Crimes Against Children Grants										

	<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
	General	State	Federal	Propri-	Other	Total	General	State	Federal	Propri-	Other	Total
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>			<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>		
1	0	0	403,670	0	0	403,670	0	0	0	0	0	0
2	<hr/>											
3	Total											
4	821,250	0	403,670	0	0	1,224,920	0	0	0	0	0	0
5	<u>0</u>		<u>494,252</u>			<u>494,252</u>			<u>90,582</u>			<u>90,582</u>
6	DEPARTMENT OF CORRECTIONS (6401)											
7	1. Montana Correctional Enterprises (04)											
8	a. License Plate Reissue											
9	2,858,599	0	0	0	0	2,858,599	27,709	0	0	0	0	27,709
10	<u>0</u>					<u>0</u>	<u>0</u>					<u>0</u>
11	<u>1. COMMUNITY CORRECTIONS (02)</u>											
12	<u>A. REMOVE VACANCY SAVINGS FOR 24-7 STAFF/REDUCE OVERTIME</u>											
13	<u>73,225</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>73,225</u>	<u>73,620</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>73,620</u>
14	<u>2. SECURE CARE (03)</u>											
15	<u>A. REMOVE VACANCY SAVINGS FOR 24-7 STAFF/REDUCE OVERTIME</u>											
16	<u>997,547</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>997,547</u>	<u>1,002,781</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,002,781</u>

Fiscal 2010						Fiscal 2011					
State		Federal				State		Federal			
General	Special	Special	Propri-			General	Special	Special	Propri-		
Fund	Revenue	Revenue	etary	Other	Total	Fund	Revenue	Revenue	etary	Other	Total
1	3.	JUVENILE CORRECTIONS (05)									
2	A.	REMOVE VACANCY SAVINGS FOR 24-7 STAFF/REDUCE OVERTIME									
3		<u>282,040</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>282,040</u>	<u>283,346</u>	<u>0</u>	<u>0</u>	<u>0</u>
4											
5	Total										
6		<u>2,858,599</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>2,858,599</u>	<u>27,709</u>	<u>0</u>	<u>0</u>	<u>0</u>
7		<u>1,352,812</u>					<u>1,352,812</u>	<u>1,359,747</u>			<u>1,359,747</u>
8											
9	TOTAL SECTION D										
10		<u>3,679,849</u>	<u>0</u>	<u>5,050,444</u>	<u>0</u>	<u>0</u>	<u>8,730,293</u>	<u>27,709</u>	<u>0</u>	<u>0</u>	<u>0</u>
11		<u>1,600,312</u>		<u>5,141,026</u>			<u>6,741,338</u>	<u>1,607,247</u>	<u>90,582</u>		<u>1,697,829</u>
12											

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
General	State Special	Federal Special	Propri- etary	Other	Total	General	State Special	Federal Special	Propri- etary	Other	Total
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
E. EDUCATION											
1											
2	OFFICE OF SUPERINTENDENT OF PUBLIC INSTRUCTION (3501)										
3	1.	OPI Administration (06)									
4	a.	IDEA -- Special Education									
5	0	0	1,235,815	0	0	1,235,815	0	0	0	0	0
6	b.	Title I-A Improvement -- FY 2009									
7	0	0	468,150	0	0	468,150	0	0	0	0	0
8	c.	Title II-D Education Technology -- FY 2009									
9	0	0	160,469	0	0	160,469	0	0	0	0	0
10	2.	Distribution to Public Schools (09)									
11	a.	School Lunch Equipment									
12	0	0	247,461	0	0	247,461	0	0	0	0	0
13	b.	Title I -- FY 2009									
14	0	0	34,650,000	0	0	34,650,000	0	0	0	0	0
15	c.	IDEA -- Special Education									
16	0	0	35,472,241	0	0	35,472,241	0	0	0	0	0

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
General	State Special	Federal Special	Propri- etary	Other	Total	General	State Special	Federal Special	Propri- etary	Other	Total
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	d.	Education Technology -- FY 2009									
2	0	0	3,048,906	0	0	3,048,906	0	0	0	0	0
3	e.	Title I-A Improvement -- FY 2009									
4	0	0	8,894,850	0	0	8,894,850	0	0	0	0	0
5	f.	IDEA Part B (Section 619 Preschool) -- FY 2010-11									
6	0	0	1,260,947	0	0	1,260,947	0	0	0	0	0
7	g.	McKinney-Vento (Homeless Assistance) -- FY 2010-11									
8	0	0	224,000	0	0	224,000	0	0	0	0	0
9	<u>h.</u>	<u>SPECIAL EDUCATION -- MAINTENANCE OF EFFORT -- FY 2009</u>									
10	<u>1,233,764</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,233,764</u>	<u>1,233,764</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,233,764</u>
11	<u>i.</u>	<u>FLEX FUND</u>									
12	<u>5,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>5,000,000</u>	<u>5,000,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>5,000,000</u>
13	<hr/>										
14	Total										
15	0	0	85,662,839	0	0	85,662,839	0	0	0	0	0
16	<u>6,233,764</u>				<u>91,896,603</u>	<u>6,233,764</u>					<u>6,233,764</u>

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
General	State Special	Federal Special	Propri- etary	Other	Total	General	State Special	Federal Special	Propri- etary	Other	Total
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1 <u>TOTAL FISCAL YEAR 2010 EXPENDITURES FROM THE LINE ITEM FLEX FUND MAY BE INCLUDED IN THE BASE BUDGET AS THE AT-RISK FUNDING COMPONENT FOR THE PURPOSES OF 17-7-111 FOR THE</u>											
2 <u>2013 BIENNIUM BUDGET IN ACCORDANCE WITH [SECTION 5]. THESE EXPENDITURES MAY BE FUNDED WITH GENERAL FUND IN THE PRESENT LAW BUDGET FOR THE 2013 BIENNIUM EXECUTIVE BUDGET IN</u>											
3 <u>ACCORDANCE WITH [SECTION 5].</u>											
4 <u>MONTANA ARTS COUNCIL (5114)</u>											
5 1. <u>NATIONAL ENDOWMENT FOR THE ARTS</u>											
6	<u>0</u>	<u>0</u>	<u>145,500</u>	<u>0</u>	<u>0</u>	<u>145,500</u>	<u>0</u>	<u>0</u>	<u>145,500</u>	<u>0</u>	<u>145,500</u>
7	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
8	Total										
9	<u>0</u>	<u>0</u>	<u>145,500</u>	<u>0</u>	<u>0</u>	<u>145,500</u>	<u>0</u>	<u>0</u>	<u>145,500</u>	<u>0</u>	<u>145,500</u>
10 <u>MONTANA LIBRARY COMMISSION (5115)</u>											
11 1. <u>STATEWIDE LIBRARY RESOURCES (01)</u>											
12 A. <u>EXPANSION OF READING SERVICES FOR THE BLIND</u>											
13	<u>323,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>323,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
14	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
15	Total										
16	<u>323,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>323,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>						
General	State	Federal				General	State	Federal				
	Special	Special	Propri-				Special	Special	Propri-			
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	
1	MONTANA UNIVERSITY SYSTEM, INCLUDING OFFICE OF THE COMMISSIONER OF HIGHER EDUCATION AND EDUCATIONAL UNITS AND AGENCIES (5100)											
2	1.	OCHE – Administration (01)										
3	a.	Distance Learning										
4	0	0	1,000,000	0	0	1,000,000	0	0	1,000,000	0	0	1,000,000
5	2.	OCHE – Community College Assistance (04)										
6	a.	Community College Assistance <u>(RESTRICTED/OTO)</u>										
7	0	0	606,189	0	0	606,189	0	0	671,586	0	0	671,586
8	<u>700,000</u>					<u>1,306,189</u>	<u>700,000</u>					<u>1,371,586</u>
9	<u>B.</u>	<u>COMMUNITY COLLEGES TUITION MITIGATION</u>										
10	<u>776,851</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>776,851</u>	<u>824,024</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>824,024</u>
11	3.	OCHE – Appropriation Distribution Transfers (09)										
12	a.	Tuition Mitigation for Resident Students										
13	0	0	5,000,000	0	0	5,000,000	0	0	5,000,000	0	0	5,000,000
14	b.	Stabilization Funding for Higher Education										
15	0	0	44,076,457	0	0	44,076,457	0	0	45,074,019	0	0	45,074,019
16	<u>C.</u>	<u>MONTANA UNIVERSITY SYSTEM TUITION MITIGATION AND INCREASED ACCESS TO DISTANCE LEARNING FOR RESIDENT STUDENTS</u>										

	<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
	General	State	Federal				General	State	Federal			
	<u>Fund</u>	<u>Special</u> <u>Revenue</u>	<u>Special</u> <u>Revenue</u>	<u>Propri-</u> <u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Special</u> <u>Revenue</u>	<u>Special</u> <u>Revenue</u>	<u>Propri-</u> <u>etary</u>	<u>Other</u>	<u>Total</u>
1	<u>4,103,549</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>4,103,549</u>	<u>4,103,549</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>4,103,549</u>
2	<u>D.</u>	<u>PBS SATELLITE DELIVERY</u>										
3	<u>200,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>200,000</u>	<u>200,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>200,000</u>
4	<u>E.</u>	<u>AGRICULTURAL EXPERIMENT STATION AND MONTANA EXTENSION SERVICE ADDITIONAL FUNDING</u>										
5	<u>300,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>300,000</u>	<u>300,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>300,000</u>
6	<u>F.</u>	<u>VIRTUAL HIGH SCHOOL</u>										
7	<u>1,120,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,120,000</u>	<u>1,120,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,120,000</u>
8	4.	OCHE – Tribal College Assistance (11)										
9	a.	Tribal College Assistance										
10	0	0	450,000	0	0	450,000	0	0	450,000	0	0	450,000
11	<hr/>											
12	Total											
13	0	0	51,132,646	0	0	51,132,646	0	0	52,195,605	0	0	52,195,605
14	<u>7,200,400</u>					<u>58,333,046</u>	<u>7,247,573</u>					<u>59,443,178</u>

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
State		Federal				State		Federal			
General	Special	Special	Propri-			General	Special	Special	Propri-		
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	The line item appropriation for Tuition Mitigation for Resident Students is contingent upon tuition increases of 0% for the 2011 biennium for UM Missoula COT, MSU Billings COT,										
2	UM MT Tech COT, MSU Great Falls COT, UM Helena COT, Dawson Community College, Flathead Valley Community College, Miles Community College, MSU Northern, UM Western, UM										
3	Missoula, MSU Bozeman, UM MT Tech, and MSU Billings.										
4	The line item appropriation for Distance Learning is to be used to facilitate access and affordability of 2-year colleges by:										
5	(1) centralizing distance learning courses into a single unified web-based student enrollment system for admissions and financial assistance to enhance access and degree completion;										
6	and										
7	(2) coordinating with the superintendent of public instruction on at least five early college degree programs in a Montana Big Sky Career Pathway for high school students to have										
8	access to college courses in the classroom or virtually in order to obtain a high school diploma and associate degree in 5 years.										
9	<u>THE AMOUNT OF \$1,400,000 GENERAL FUND OVER THE BIENNIUM FOR COMMUNITY COLLEGE ASSISTANCE WILL BE DIVIDED EQUALLY BETWEEN MILES COMMUNITY COLLEGE AND DAWSON COMMUNITY</u>										
10	<u>COLLEGE FOR TUITION STABILIZATION AND INFRASTRUCTURE, ENERGY, AND WEATHERIZATION PROJECTS.</u>										
11	For OCHE--Appropriation Distribution Transfers, the House Bill No. 2 base general fund appropriations for transfers are reduced by \$44,076,457 in FY 2010 and \$45,074,019 in FY										
12	2011.										
13	<u>TOTAL FISCAL YEAR 2010 EXPENDITURES FROM THE LINE ITEM STABILIZATION FUNDING FOR HIGHER EDUCATION MAY BE INCLUDED IN THE BASE BUDGET FOR THE PURPOSES OF 17-7-111 FOR THE</u>										
14	<u>2013 BIENNIUM BUDGET IN ACCORDANCE WITH [SECTION 5]. THESE EXPENDITURES MAY BE FUNDED WITH GENERAL FUND IN THE PRESENT LAW BASE FOR THE 2013 BIENNIUM EXECUTIVE BUDGET IN ACCORDANCE</u>										
15	<u>WITH [SECTION 5].</u>										
16											

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>						
State		Federal				State		Federal				
General	Special	Special	<u>Propri-</u>			General	Special	Special	<u>Propri-</u>			
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	
1 TOTAL SECTION E												
2	0	0	136,795,485	0	0	136,795,485	0	0	52,195,605	0	0	52,195,605
3	<u>13,757,164</u>		<u>136,940,985</u>		<u>150,698,149</u>	<u>13,481,337</u>		<u>52,341,105</u>			<u>65,822,442</u>	
4												

<u>Fiscal 2010</u>						<u>Fiscal 2011</u>					
State		Federal				State		Federal			
General	Special	Special	Propri-			General	Special	Special	Propri-		
<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
F. LONG-RANGE PLANNING											
STATEWIDE AGENCY (9999)											
1. Long-Range Building Program -- HB 5 (01)											
a. Long-Range Building Program Allocation											
0	0	7,734,914	0	0	7,734,914	0	0	7,734,914	0	0	7,734,914
		6,744,914			6,744,914			6,744,914			6,744,914
b. Long-Range Building Program Transfer											
542,586	0	0	0	0	542,586	542,586	0	0	0	0	542,586
1,792,586					1,792,586	1,792,586					1,792,586
c. Long-Range Building Program Energy Conservation Improvements Allocation											
0	0	7,094,000	0	0	7,094,000	0	0	7,094,000	0	0	7,094,000
		7,519,000			7,519,000			7,519,000			7,519,000
d. Long-Range Building Program Energy Conservation Improvements Transfer											
750,000	0	0	0	0	750,000	750,000	0	0	0	0	750,000
e. MUS Energy Conservation Improvements Allocation											
0	0	11,000,000	0	0	11,000,000	0	0	11,000,000	0	0	11,000,000

<u>Fiscal 2010</u>							<u>Fiscal 2011</u>					
	General	State Special	Federal Special	Propri- etary	Other	Total	General	State Special	Federal Special	Propri- etary	Other	Total
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>				<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>			
1	f.	University of Montana-Western -- Main Hall Allocation										
2	0	0	3,000,000	0	0	3,000,000	0	0	3,000,000	0	0	3,000,000
3	g.	Access Montana Transfer										
4	3,000,000	0	0	0	0	3,000,000	3,000,000	0	0	0	0	3,000,000
5	<u>1,500,000</u>					<u>1,500,000</u>	<u>1,500,000</u>					<u>1,500,000</u>
6	h.	Ruby Dam Transfer										
7	1,000,000	0	0	0	0	1,000,000	1,000,000	0	0	0	0	1,000,000
8	<u>0</u>					<u>0</u>	<u>0</u>					<u>0</u>
9	h.	Energy Project Administration Transfer										
10	750,000	0	0	0	0	750,000	750,000	0	0	0	0	750,000
11	2.	Information Technology Projects -- HB 10 (02)										
12	a.	ESSC Equipment and Moving Expenses										
13	1,750,000	0	0	0	0	1,750,000	1,750,000	0	0	0	0	1,750,000
14	b.	Interoperability Montana										
15	1,000,000	0	0	0	0	1,000,000	1,000,000	0	0	0	0	1,000,000
16	<u>500,000</u>					<u>500,000</u>	<u>500,000</u>					<u>500,000</u>

Fiscal 2010							Fiscal 2011					
	State	Federal					State	Federal				
	General	Special	Special	Propri-			General	Special	Special	Propri-		
	Fund	Revenue	Revenue	etary	Other	Total	Fund	Revenue	Revenue	etary	Other	Total
1	e. Child Support Computer System											
2	250,000	0	0	0	0	250,000	250,000	0	0	0	0	250,000
3	<u>0</u>					<u>0</u>	<u>0</u>					<u>0</u>
4	c. SOS Information Management System Transfer											
5	2,750,000	0	0	0	0	2,750,000	2,750,000	0	0	0	0	2,750,000
6	<u>750,000</u>					<u>750,000</u>	<u>750,000</u>					<u>750,000</u>
7	d. Replace HB 10 General Fund Transfer											
8	3,433,100	0	0	0	0	3,433,100	3,433,100	0	0	0	0	3,433,100
9	<u>1,750,000</u>					<u>1,750,000</u>	<u>1,750,000</u>					<u>1,750,000</u>
10	3. Treasure State Endowment Program -- HB 11 (03)											
11	a. Regional Water System Transfer											
12	4,000,000	0	0	0	0	4,000,000	4,000,000	0	0	0	0	4,000,000
13	b. TSEP Infrastructure Transfer											
14	10,250,000	0	0	0	0	10,250,000	10,250,000	0	0	0	0	10,250,000
15	<u>11,500,000</u>					<u>11,500,000</u>	<u>11,500,000</u>					<u>11,500,000</u>
16	4. Other Transfers (05)											

<u>Fiscal 2010</u>							<u>Fiscal 2011</u>					
	State	Federal					State	Federal				
	General	Special	Special	<u>Propri-</u>			General	Special	Special	<u>Propri-</u>		
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>	<u>Other</u>	<u>Total</u>
1	a.	School Facilities Account (HB 152) Transfer										
2	21,500,000	0	0	0	0	21,500,000	21,500,000	0	0	0	0	21,500,000
3	b.	Southwestern Montana Veterans' Home (HB 213) Transfer										
4	1,750,000	0	0	0	0	1,750,000	1,750,000	0	0	0	0	1,750,000
5	<u>0</u>					<u>0</u>	<u>0</u>					<u>0</u>
6	5.	Renewable Resource Grants and Loans -- HB 6 (07)										
7	a.	Water Projects Transfer										
8	1,750,000	0	0	0	0	1,750,000	1,750,000	0	0	0	0	1,750,000
9	<u>2,074,398</u>					<u>2,074,398</u>	<u>2,074,398</u>					<u>2,074,398</u>
10	6.	Reclamation and Development Grants and Loans -- HB 7 (08)										
11	a.	Reclamation Projects Transfer										
12	500,000	0	0	0	0	500,000	500,000	0	0	0	0	500,000
13	<u>897,133</u>					<u>897,133</u>	<u>897,133</u>					<u>897,133</u>
14	<hr/>											
15	Total											
16	54,975,686	0	28,828,914	0	0	83,804,600	54,975,686	0	28,828,914	0	0	83,804,600

1	<u>49,514,117</u>		<u>28,263,914</u>			<u>77,778,031</u>	<u>49,514,117</u>		<u>28,263,914</u>			<u>77,778,031</u>
2												
3	TOTAL SECTION F											
4	<u>54,975,686</u>	0	<u>28,828,914</u>	0	0	<u>83,804,600</u>	<u>54,975,686</u>	0	<u>28,828,914</u>	0	0	<u>83,804,600</u>
5	<u>49,514,117</u>		<u>28,263,914</u>			<u>77,778,031</u>	<u>49,514,117</u>		<u>28,263,914</u>			<u>77,778,031</u>
6	The \$2 million general fund transfer is into the state water project hydroelectric power generation special revenue account established in 85-1-220.											
7	The line item for the Southwestern Montana Veterans' Home is to transfer funding into the account created by HB 243.											
8												
9	TOTAL STATE FUNDING											
10	<u>126,561,680</u>	<u>21,583,958</u>	<u>672,761,217</u>	0	0	<u>820,906,855</u>	<u>120,703,267</u>	<u>21,576,615</u>	<u>400,320,102</u>	0	0	<u>542,599,984</u>
11	<u>132,905,934</u>	<u>21,592,485</u>	<u>681,408,865</u>			<u>835,907,284</u>	<u>130,060,781</u>	<u>21,584,595</u>	<u>408,427,161</u>			<u>560,072,537</u>
12	-END-											